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OF THE

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JANUARY SESSION, 1909

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HONORABLE SENATE

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WEDNESDAY, January 6, 1909.

At 11 o'clock in the forenoon of the first Wednesday of January, in the year of our Lord one thousand nine hundred and nine, being the day prescribed by the constitution for the Legislature of New Hampshire to assemble, the following named persons, elected Senators, assembled in the capitol, in the City of Concord, in said state, and His Excellency, the Governor, attended by the Honorable Council, having come into the Senate chamber, took and subscribed the oaths of office and were duly qualified as Senators, agreeably to the provisions of the constitution, namely:

District No. 1—Abraham M. Stahl.
2—George H. Turner.
3—George H. Calley.
4—John A. Edgerly.
5—Edward E. Rice.
6—*
7—Frank W. Hamlin.
8—Edson H. Patch.
9—Benjamin F. Greer.
10—William M. Chase.
11—Jeremiah A. Clough.
12—Charles H. Seavey.*

* Not present on account of illness.

District No. 13—Herbert E. Adams.
14—Leason Martin.
15—Robert P. Bass.
16—Frank W. Leeman.
17—Harry T. Lord.
18—Michael E. Ahern.
19—Everett E. Parker.
20—William H. Patten.
21—John N. Sanborn.
22—Clarence I. Hurd.
23—John F. Emery.
24—Thomas Entwistle.

His Excellency the Governor and the Honorable Council then withdrawing, the Senate was called to order by L. Ashton Thorp, clerk of the Senate of last session.

The clerk stated that the first business was the selection of a temporary presiding officer.

On motion of Senator Greer, Senator Hamlin was chosen temporary presiding officer.

The clerk requested Senators Greer and Edgerly to conduct the temporary presiding officer to the chair.

Senator Hamlin having assumed the chair, the Senate proceeded to the choice of a president by ballott, with the following result:

Whole number of votes cast . . .	19
Necessary for a choice	10
Hon. William M. Chase had . . .	3
Hon. Harry T. Lord had	16

And the Hon. Harry T. Lord, having received a majority of all votes cast, was declared elected.

Senator Chase expressed his appreciation of the complimentary vote given him, and moved that the election of President Lord be made unanimous. The motion was seconded by Senator Ahern and it was so voted.

The chair requested Senators Leeman and Chase to conduct the President to the chair.

The President, having assumed the chair, addressed the Senate as follows:

Senators:

Relying upon your courtesy and good will, I assume the duties of the office to which you have chosen me, hopeful that I may so conduct myself as to merit your support and approbation.

I do so with a full understanding that you are the power whose will it is my duty to obey.

We are assembled, under the constitution, to make, ordain and establish all manner of wholesome and reasonable orders, laws and statutes which may be, in our judgment, for the benefit and welfare of the state.

Let us therefore examine such measures as may be presented to us carefully and speedily, forward the business of the session and strive for an early adjournment.

I shall endeavor to rule if called upon, in strict accord with parliamentary usage and with fairness to all.

I thank you most sincerely for the high honor you have conferred upon me and await your pleasure.

On motion of Senator Leeman the following resolution was adopted:

Resolved, That Martin W. Fitzpatrick, as clerk, be elected by acclamation; that Earle C. Gordon, as assistant clerk, be elected by acclamation; that William W. Critchett, as sergeant-at-arms, be elected by acclamation; that Edgar H. Calvert, as messenger, be elected by acclamation; that Melvin J. Jenkins, as doorkeeper, be elected by acclamation; and that Martin W. Fitzpatrick, Earle C. Gordon, William W. Critchett, Edgar H. Calvert, Melvin J. Jenkins are hereby elected for the several positions named, respectively.

Thereupon Martin W. Fitzpatrick, Earle C. Gordon, William W. Critchett, Edgar H. Calvert, and Melvin J. Jenkins appeared and signified to their acceptance and were duly

sworn to the faithful discharge of their duties before the President.

A true record.

L. ASHTON THORP,
Clerk for 1907–'08.

A true copy. Attest:

L. ASHTON THORP,
Clerk for 1907–'08.

On motion of Senator Hurd of District No. 22, the following resolution was adopted:

Resolved, That the rules of the Senate for the last session be the rules of the Senate for the present session until otherwise ordered.

On motion of Senator Patten of District No. 20, the following resolution was adopted:

Resolved, That until otherwise ordered, the Senate will meet at 11 o'clock in the forenoon and at 2 o'clock in the afternoon.

On motion of Senator Patch of District No. 8, the following resolution was adopted:

Resolved, That the secretary of state be requested to furnish the Senate the official returns of votes from the various senatorial districts for the state.

On motion of Senator Chase of District No. 10 the following resolution was adopted:

Resolved, That the returns of votes in the several senatorial districts be referred to a select committee of three, with instructions to examine and count the same, and report to the Senate whether any vacancies exist and, if so, in what senatorial district.

The President appointed as members of such committee, Senators Hurd, Adams and Chase.

The Hon. Edward N. Pearson, secretary of state, then appeared and presented the return of votes for Senators for the various senatorial districts as returned to the sec-

retary's office, which were referred to the select committee on returns.

On motion of Senator Turner of District No. 2 the following resolution was adopted:

Resolved, That the House of Representatives be informed that the Senate, having assembled, has organized by the choice of Harry T. Lord as president, Martin W. Fitzpatrick as clerk, Earle C. Gordon as assistant clerk, William W. Critchett as sergeant-at-arms, Edgar H. Calvert as messenger, Melvin J. Jenkins as doorkeeper, and is now ready to proceed with the business of the session.

On motion of Senator Rice of District No. 5 the following resolution was adopted:

Resolved, That the clerk of the Senate be authorized to furnish, at the expense of the state, during the session of 1909, two such daily newspapers, printed within the state, to the members and officers of the Senate, as such members and officers may select, and to the Governor and Council.

On motion of Senator Entwistle of District No. 24 the following resolution was adopted:

Resolved, That the clerk be instructed to procure the services of two stenographers, Bessie A. Callaghan of Manchester and Helen George of Nashua, one for the Judiciary Committee, and one as assistant for the clerks of the Senate, each to perform such duties as may be assigned to them.

On motion of the same Senator, the following resolution was adopted:

Resolved, That the President of the Senate be authorized to appoint a telephone messenger for the ensuing session.

On motion of Senator Hurd, the Senate voted to take a recess subject to the call of the chair.

(Recess.)

The Senate having reassembled, the following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution:

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the election of Walter W. Scott as speaker, Harrie M. Young as clerk, Arthur A. Tyler as assistant clerk, and Albert P. Davis as sergeant-at-arms, and is now ready to proceed with the business of the session.

The following report from the select committee appointed to examine the votes cast in the various senatorial districts of the state was read, accepted and adopted:

The select committee, to whom were referred the returns for Senators in the several senatorial districts, having attended to their duties, and having examined the returns made to the secretary of state, as well as the records in the office of said secretary, beg leave to report that they find the state of the vote returned in the several districts as follows:

District No. 1.

Whole number of votes cast	5,495
Necessary for a choice	2,748
Abraham M. Stahl had	2,838
Charles A. Chandler had	2,595
Stephen Gorman had	62

and Abraham M. Stahl, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 2.

Whole number of votes cast	4.610
Necessary for a choice	2,306
George H. Turner had	2,623
Frank M. Richardson had	1,962
Andrew J. Sellingham had	25

and George H. Turner, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 3.

Whole number of votes cast	4,467
Necessary for a choice	2,234
George H. Calley had	2,627
Thomas W. D. Worthen had	1,840

and George H. Calley, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 4.

Whole number of votes cast	4,540
Necessary for a choice	2,271
John A. Edgerly had	2,808
Frank A. Bryer had	1,636
Charles B. Brown had	96

and John A. Edgerly, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 5.

Whole number of votes cast	4,330
Necessary for a choice	2,166
Edward E. Rice had	2,497
George W. Lougee had	1,833

and Edward E. Rice, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 6.

Whole number of votes cast	4,447
Necessary for a choice	2,224
William Wallace had	2,199
Harry W. Daniell had	2,108
Alfred W. Reeves had	89
Charles A. George had	51

and there is no choice. The constitutional candidates are William Wallace and Harry W. Daniell.

District No. 7.

Whole number of votes cast	4.042
Necessary for a choice	2,022
Frank W. Hamlin had	2,373
Bela Graves had	1,669

and Frank W. Hamlin, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 8.

Whole number of votes cast	3,490
Necessary for a choice	1,746
Edson H. Patch had	1,761
Fred B. Richards had	1,729

and Edson H. Patch, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 9.

Whole number of votes cast	3,979
Necessary for a choice	1,990
Benjamin F. Greer had	2,488
Alfred M. Campbell had	1,491

and Benjamin F. Greer, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 10.

Whole number of votes cast	2,591
Necessary for a choice	1,296
William M. Chase had	1,329
Almon W. Hill had	1,262

and William M. Chase, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 11.

Whole number of votes cast	4,003
Necessary for a choice	2,002
Jeremiah A. Clough had	2,048
David F. Dudley had	1,953
Scattering	2

and Jeremiah A. Clough, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 12.

Whole number of votes cast	4,021
Necessary for a choice	2,011
Charles H. Seavey had	2,046
Eugene C. Foss had	1,973
Scattering	2

and Charles H. Seavey, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 13.

Whole number of votes cast	2,430
Necessary for a choice	1,216
Herbert E. Adams had	1,564
Milan F. Jones had	705
Edward Spaulding had	161

and Herbert E. Adams, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 14.

Whole number of votes cast	2,763
Necessary for a choice	1,382
Leason Martin had	1,895
Edward B. Holbrook had	868

and Leason Martin, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 15.

Whole number of votes cast	2,675
Necessary for a choice	1,338
Robert P. Bass had	1,404
George G. Tolford had	1,221
Edward M. Stanyan had	50

and Robert P. Bass, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 16.

Whole number of votes cast	1,833
Necessary for a choice	917
Frank W. Leeman had	1,169
Lee C. Abbott had	664

and Frank W. Leeman, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 17.

Whole number of votes cast	2,600
Necessary for a choice	1,301
Harry T. Lord had	1,692
Joseph E. A. Lanouette had	908

and Harry T. Lord, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 18.

Whole number of votes cast	5,733
Necessary for a choice	2,867
Michael E. Ahern had	3,224
John W. McDonough had	2,509

and Michael E. Ahern, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 19.

Whole number of votes cast	3,102
Necessary for a choice	1,552
Everett E. Parker had	1,954
William P. Melvin had	1,148

and Everett E. Parker, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 20.

Whole number of votes cast	3,599
Necessary for a choice	1,800
William H. Patten had	1,888
Frank M. Woodbury had	1,711

and William H. Patten, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 21.

Whole number of votes cast	3,628
Necessary for a choice	1,815
John N. Sanborn had	2,345
William D. Ingalls had	1,278
Scattering	5

and John N. Sanborn, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 22.

Whole number of votes cast	2,468
Necessary for a choice	1,235
Clarence I. Hurd had	1,509
George H. Sherry had	959

and Clarence I. Hurd, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 23.

Whole number of votes cast	2,875
Necessary for a choice	1,438
John F. Emery had	1,454
Albert E. Stevens had	1,421

and John F. Emery, having a majority of all the votes cast, is elected senator for the ensuing two years.

District No. 24.

Whole number of votes cast	2,005
Necessary for a choice	1,003
Thomas Entwistle had	1,293
William G. Marshall had	712

and Thomas Entwistle, having a majority of all the votes cast, is elected senator for the ensuing two years.

Respectfully submitted,

CLARENCE I. HURD,
HERBERT E. ADAMS,
WM. M. CHASE,
Committee.

On motion of Senator Bass of District No. 15, the following resolution was adopted:

Resolved, That a message be sent to the House of Representatives that from an examination of the returns of votes there appears to be a vacancy in Senatorial District No. 6; that William Wallace and Harry W. Daniell are the two constitutional candidates; and that the Senate is ready to meet the House in convention at such time as the House may suggest, for the purpose of filling the vacancy in the Senate, agreeably to the provisions of the constitution.

According to resolution previously adopted, the President appointed James A. Laughlin, of Dover, telephone messenger for the ensuing session.

On motion of Senator Entwistle, the Senate adjourned.

AFTERNOON.

HOUSE MESSAGE.

The following message was received from the House of Representatives by its clerk:

Mr. President:

The House of Representatives has passed the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention, for the purpose of canvassing the votes for Governor and Councilors, and filling the vacancy in Senatorial District No. 6, agreeably to the provisions of the constitution, at 3 o'clock this afternoon.

On motion of Senator Leeman, the Senate voted to take a recess until 2.55 o'clock.

(Recess.)

The Senate having reassembled, on motion of Senator Calley, the Senate met the House of Representatives in joint convention for the purpose of canvassing the votes for Governor and Councilors and for the purpose of filling the vacancy in Senatorial District No. 6, agreeably to the provisions of the constitution.

(See House proceedings.)

Upon returning to the Senate chamber, the Hon. Edward N. Pearson, secretary of state, appeared and introduced William Wallace, Senator from District No. 6, who had taken and subscribed the oath of office before His Excellency the Governor, and was duly qualified as Senator, agreeably to the provisions of the constitution.

On motion of Senator Calley, the Senate adjourned.

THURSDAY, JANUARY 7, 1909.

The Senate met according to adjournment. The reading of the Journal having been commenced, on motion of Senator Entwistle the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Hurd of District No. 22, the following resolution was adopted:

Resolved, by the Senate, the House of Representatives concurring, That the joint rules of the last Legislature be the joint rules of this Legislature, until otherwise ordered.

On motion of Senator Hamlin of District No. 7, the following resolution was adopted:

Resolved, That when the Senate adjourns, it adjourn to meet Friday morning at 9.30 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7.30 o'clock.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12 o'clock for the purpose of receiving His Excellency the Governor and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

On motion of Senator Stahl of District No. 1, the Senate voted to take a recess until 11.55.

(Recess.)

The Senate having reassembled, the following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives concurs with the Honorable Senate in the passage of the following resolution:

Resolved, by the Senate, the House of Representatives concurring, That the joint rules of the last Legislature be the joint rules of this Legislature, until otherwise ordered.

The message also announced that the House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, That a special joint committee be appointed, consisting of two on the part of the Senate and three on the part of the House, which shall consider the matter of commemorating the centenary of the birth of Abraham Lincoln and report its recommendations.

On motion of Senator Entwistle, the foregoing resolution was concurred in.

The President appointed as members of such committee, on the part of the Senate, Senators Rice and Hamlin.

LEAVE OF ABSENCE.

Senators Stahl and Hamlin were granted leave of absence for Tuesday, January 12, on account of important business.

On motion of Senator Emery of District No. 23, the Senate met the House of Representatives in joint convention.

(See House proceedings.)

Upon returning to the Senate Chamber, on motion of Senator Hamlin, the Senate adjourned.

FRIDAY, JANUARY 8, 1909.

The Senate met according to adjournment. The reading of the Journal having been commenced, on motion of Sena-

tor Parker the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, JANUARY 11, 1909.

The Senate met according to adjournment.

The journal was read and approved.

The President announced the following standing and joint standing committees:

Judiciary.—Senators Turner, Chase, Entwistle, Calley, Patten.

Revision of the Laws.—Senators Chase, Bass, Rice, Hurd, Hamlin.

Railroads.—Senators Hurd, Patch, Sanborn, Stahl, Emery.

Banks.—Senators Hamlin, Stahl, Calley, Hurd, Clough.

Finance.—Senators Wallace, Turner, Entwistle, Calley, Clough.

Agriculture.—Senators Sanborn, Parker, Patch, Martin, Emery.

Education.—Senators Rice, Bass, Patten, Edgerly, Chase.

Incorporations.—Senators Greer, Hamlin, Seavey, Stahl, Ahern.

Military Affairs.—Senators Patten, Leeman, Wallace, Entwistle, Ahern.

Claims.—Senators Parker, Greer, Bass, Hamlin, Emery.

Towns and Parishes.—Senators Martin, Patch, Greer, Adams, Emery.

Roads, Bridges and Canals.—Senators Patch, Greer, Stahl, Rice, Leeman.

State Prison and Industrial School.—Senators Adams, Sanborn, Leeman, Patch, Ahern.

Elections.—Senators Patten, Greer, Turner, Leeman, Clough.

State Hospital.—Senators Clough, Martin, Patten, Parker, Turner.

Labor.—Senators Stahl, Calley, Seavey, Sanborn, Ahern.

Manufactures.—Senators Rice, Adams, Hurd, Seavey, Ahern.

Soldiers' Home.—Senators Edgerly, Entwistle, Adams, Sanborn, Seavey.

Fisheries and Game.—Senators Leeman, Hurd, Wallace, Parker, Emery.

Public Health.—Senators Calley, Edgerly, Bass, Adams, Chase.

Forestry.—Senators Bass, Edgerly, Martin, Rice, Parker.

Public Improvements.—Senators Entwistle, Martin, Wallace, Turner, Clough.

Feeble-Minded School.—Senators Seavey, Wallace, Edgerly, Hamlin, Chase.

Rules.—President Lord, Senators Turner and Chase.

JOINT STANDING COMMITTEES.

Engrossed Bills.—Senators Rice, Emery.

State Library.—Senator Chase.

State House and State House Yard.—Senator Clough.

Joint Rules.—President Lord, Senators Turner, Chase.

On motion of Senator Chase, the Senate adjourned.

TUESDAY, JANUARY 12, 1909.

The Senate met according to adjournment.

The journal was read and approved.

On motion of Senator Patch, the Senate took a recess subject to the call of the President.

(Recess.)

Upon reassembling, Senator Rice of District No. 5 offered the following resolution and moved its adoption:

Resolved, That the clerk of the Senate be instructed to procure twenty-six copies of Honorable William M. Chase's Revised Edition of the Public Statutes, together with twenty-six copies of the Session Laws for each of the sessions of 1901, 1903, 1905, 1907, and furnish one copy of the Statutes and one copy of the Session Laws for each of the sessions aforesaid, to each member and to the clerk and assistant clerk of the Senate.

The question being stated,

Shall the resolution be adopted?

(Discussion ensued.)

Senator Chase of District No. 10 moved that the resolution be referred to the Committee on Finance for further consideration.

The question being stated,

Shall the resolution be referred to the Committee on Finance?

The motion prevailed on a *viva voce* vote.

Senator Entwistle demanded the yeas and nays, but subsequently withdrew his call and asked for a division.

A division being had, 6 senators voted in the affirmative and 10 senators voted in the negative, and the motion did not prevail.

The question recurring,

Shall the resolution be adopted

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

On motion of Senator Leeman of District No. 16, the following resolution was adopted:

Resolved, That the clerk of the Senate be authorized to procure thirty of the Improved Keystone Binders for the use of the Senate and officers.

On motion of Senator Calley the Senate adjourned.

AFTERNOON.

LEAVE OF ABSENCE.

Leave of absence was granted Senator Bass for the day on account of illness.

On motion of Senator Ahern, the Senate adjourned.

WEDNESDAY, JANUARY 13, 1909.

The Senate met according to adjournment.

The Journal was read and approved.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

MR. PRESIDENT:

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, That the so-called Omnibus Appropriation Bill shall include only such items as relate to the salaries of legislative employés and other necessary and previously authorized legislative expenses.

The message further announced that the House of Representatives had passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, That a committee of three on the part of the House be appointed to confer with a like committee on the part of the Senate, to make assignment of rooms to the various committees and employés of both branches of the Legislature.

On motion of Senator Entwistle, the foregoing resolutions were concurred in.

The President appointed as members of such committee on the part of the Senate, Senators Turner and Patch.

On motion of Senator Leeman the Senate adjourned.

AFTERNOON.

LEAVE OF ABSENCE.

Senator Clough of District No. 10 was granted leave of absence for January 14 on account of funeral of near relative.

Leave of absence was granted to Senator Turner of District No. 2 for January 14 to enable him to attend a meeting of the county commissioners of the state at Grasmere.

Senator Hurd of District No. 22 was granted leave of absence for January 14 on account of important business.

On motion of Senator Hurd, the Senate adjourned.

THURSDAY, JANUARY 14, 1909.

The Senate met according to adjournment. The reading of the Journal having been commenced, on motion of Senator Entwistle, the rules were so far suspended that its further reading as dispensed with.

The following report from the Special Committee on Assignment of Rooms was accepted and adopted:

The Special Committee on the Assignment of Rooms to the several committees of the Senate report the following assignments:

On Judiciary, room No. 11.
On Revision of the Laws, Senate reception room.
On Railroads, adjutant-general's room.
On Banks, adjutant-general's room.
On Finance, room No. 6.

On Agriculture, office of the superintendent of instruction.
On Education, room No. 11.
On Incorporations, adjutant-general's office.
On Military Affairs, labor commissioners' office.
On Claims, room No. 11.
On Towns and Parishes, room No. 11.
On Roads, Bridges and Canals, Senate reception room.
On State Prison and Industrial School, adjutant-general's office.
On Elections, room No. 11.
On State Hospital, Room No. 6.
On Labor, labor commissioners' office.
On Manufactures, room No. 11.
On Soldiers' Home, labor commissioners' office.
On Fisheries and Game, state library room.
On Public Health, insurance commissioners' office.
On Forestry, office of the board of health.
On Public Improvements, office of the board of health.
On Rules, Senate reception room.

JOINT STANDING COMMITTEES.

On Engrossed Bills, office of secretary of state.
On State Library, state library room.
On State House and State House Yard, state library room.
On Joint Rules, room No. 7.

GEO. H. TURNER,
For the Committee.

On motion of Senator Adams, the following resolution was adopted:

Resolved, That when the Senate adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock, and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

MR. PRESIDENT:

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, That prayers be offered in the House five minutes before the hour fixed for the first session each day, and that His Excellency the Governor, the Council and the Honorable Senate be informed thereof, and be invited to attend.

On motion of Senator Sanborn, the following resolution was adopted:

Resolved, That the Senate accept the invitation to attend prayers extended by the House of Representatives.

On motion of Senator Greer, the Senate adjourned.

FRIDAY, JANUARY 15, 1909.

The Senate met according to adjournment.

Senator Chase having assumed the chair, read the following communication:

MANCHESTER, N. H., January 15, 1909.

Senator Chase:

Please preside for me at today's session of the New Hampshire Senate, and oblige

HARRY T. LORD,
President.

The reading of the Journal having been commenced, on motion of Senator Parker, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Stahl, the Senate adjourned.

MONDAY, JANUARY 18, 1909.

The Senate met according to adjournment.

Senator Chase having assumed the chair, read the following communication:

MANCHESTER, N. H., January 18, 1909.

Senator Chase:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

HARRY T. LORD,
President.

The reading of the journal having been commenced, on motion of Senator Stahl, the rules were so far suspended that its further reading was dispensed with.

The following message was received from His Excellency, the Governor, by the Honorable Edward N. Pearson, Secretary of State:

STATE OF NEW HAMPSHIRE.
EXECUTIVE DEPARTMENT,
CONCORD, January 18, 1909.

To the Honorable Senate:

I herewith transmit reports of the following state officers and trustees of state institutions:

Secretary of State; State Treasurer; Bank Commissioners; Insurance Commissioner; Attorney General; Adjutant General; License Commissioners; Tax Commission of 1908; Labor Commissioner; Board of Charities and Correction; Commissioners of Lunacy; Trustees of the State Library; Fish and Game Commissioners; Trustees of the New Hampshire State Hospital; Board of Managers of the Soldiers' Home; Trustees of the Industrial School; Trustees of the School for Feeble-Minded Children; State Board of Equalization; Officers of State Prison; Railroad Commissioners; Board of Health.

HENRY B. QUINBY,
Governor.

Senator Chase of District No. 10 gave notice that, on tomorrow or some subsequent day, he would ask leave to introduce the following entitled bills:

An act in relation to the salaries of school boards and truant officers.

An act relating to incompatability of certain offices of school districts.

An act in amendment of sections 1 and 2 of chapter 89 of the Public Statutes, and defining school district.

An act to prevent common carriers from furnishing free transportation to persons, and to provide for the necessary traveling expenses of members of the General Court and other officers and agents of the state, when traveling in the discharge of their duties.

On motion of Senator Parker, the Senate adjourned.

TUESDAY, JANUARY 19, 1909.

The Senate met according to adjournment.

The journal was read and approved.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, By the House of Representatives, the Senate concurring, that the New England Telephone and Telegraph Company be requested to install a telephone for the use of the members under the conditions governing its use in previous sessions.

On motion of Senator Entwistle, the foregoing resolution was concurred in.

COMMITTEE REPORT.

Senator Rice of District No. 5, for the committee, presented the following:

The Joint Special Committee, to which was referred the matter of commemorating the centenary of the birth of Abraham Lincoln, beg leave to report as follows:

It is recommended that this state hold a commemoration service on Friday, the 12th prox.; that the exercises be held in the city auditorium at eleven o'clock in the forenoon; that His Excellency the Governor be invited to preside; that the hall be suitably decorated, and that the exercises shall be in accordance with a program to be prepared by the committee.

All of which is respectfully submitted by the committee.

EDWARD E. RICE,
Chairman.

ALLEN HOLLIS,
Secretary.

The report was accepted.

On motion of Senator Bass of District No. 15, the committee was continued and authorized to carry out the program.

Agreeably to previous notice, Senator Chase of District No. 10, introduced the following entitled bills, which were severally read a first and second time, and referred:

To the Committee on Education,

An act relating to incompatibility of certain officers of school districts;

An act in relation to the salaries of school boards and truant officers.

To the Committee on Judiciary,

An act to prevent common carriers from furnishing free transportation to persons, and to provide for the necessary traveling expenses of members of the General Court and other officers and agents of the state when traveling in the discharge of their duties.

REFERENCE OF REPORTS.

The President announced that the several reports received from His Excellency the Governor, by the Hon. Edward N. Pearson, secretary of state, at the session of the Senate Monday, January the 18th, be referred as follows:

Report of the Secretary of State, to the Committee on Revision of the Laws.

Report of the State Treasurer, to the Committee on Finance.

Report of the Bank Commissioners, to the Committee on Banks.

Report of the Insurance Commissioner, to the Committee on Revision of the Laws.

Report of the Attorney-General, to the Committee on Judiciary.

Report of the Adjutant General, to the Committee on Military Affairs.

Report of the State Board of License Commissioners, to the Committee on Judiciary.

Report of the Tax Commission of 1908, to the Committee on Judiciary.

Report of the Labor Commissioner, to the Committee on Labor.

Report of the Board of Charities and Correction, to the Committee on Judiciary.

Report of the Commissioners of Lunacy, to the Committee on State Hospital.

Report of the Trustees of the State Library, to the Committee on State Library.

Report of the Fish and Game Commissioners, to the Committee on Fisheries and Game.

Report of the Trustees of the New Hampshire State Hospital, to the Committee on State Hospital.

Report of the Board of Managers of the Soldiers' Home, to the Committee on Soldiers' Home.

Report of the Trustees of the Industrial School, to the Committee on State Prison and Industrial School.

Report of the Trustees of the School for Feeble-Minded Children, to the Committee on School for Feeble-Minded.

Report of the State Board of Equalization, to the Committee on Finance.

Report of the Officers of the State Prison, to the Committee on State Prison and Industrial School.

Report of the Railroad Commissioners, to the Committee on Railroads.

Report of the State Board of Health, to the Committee on Public Health.

On motion of Senator Martin, the following resolution was adopted:

Resolved, That the Senate proceed to the choice of a United States senator at 12 o'clock, noon, today, for the term of six years from the 4th day of March, A. D. 1909, in accordance with the provisions of the Laws of the United States.

On motion of Senator Bass, the Senate voted to take a recess until 11.55 o'clock.

(Recess.)

The Senate having reassembled, proceeded by a *viva voce* vote to name one person for senator in Congress from the State of New Hampshire.

The following senators named Jacob H. Gallinger:

Senators Stahl, Calley, Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Adams, Martin, Bass, Leeman, Lord, Parker, Patten, Sanborn, Hurd, Entwistle.

The following senators named Oliver E. Branch:

Senators Chase, Clough, Ahern, Emery.

Eighteen senators named Jacob H. Gallinger. Four senators named Oliver E. Branch,

And Jacob H. Gallinger being named as the choice of a majority of the votes cast, it is ordered that the name of Jacob H. Gallinger be entered upon the Journal of the Senate as the choice of a majority of the senators for senator of the United States from the State of New Hampshire for the term of six years from the 4th day of March, A. D. 1909.

LEAVE OF ABSENCE.

The Committee on the School for Feeble-Minded was granted leave of absence for Thursday, January 21st, for the purpose of visiting the institution.

The Committee on Finance was granted leave of absence for Thursday, January 21st, for the purpose of visiting the School for Feeble-Minded Children.

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

NOTICES OF BILLS.

Senator Bass of District No. 15 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act to provide for the nomination of candidates by direct primary.

Senator Entwistle of District No. 24 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act relating to the salary of the solicitor of the County of Rockingham.

Senator Stahl of District No. 1 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act punishing frauds in certain cases.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in convention at 12 o'clock noon, tomorrow, January 20, for the purpose of proceeding to the election of a United States senator for the full term of six years from March 4, 1909, according to the law.

On motion of Senator Clough the following resolution was adopted:

Resolved, That the House of Representatives be notified that the Senate will be ready to meet the House of Representatives at 12 o'clock, noon, tomorrow, January 20, for the purpose of proceeding to the election of a United States senator for the term of six years from March 4, 1909, according to the law.

On motion of Senator Patten the Senate adjourned.

WEDNESDAY, JANUARY 20, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced on motion of Senator Entwistle the rules were so far suspended that its further reading was dispensed with.

NOTICES OF BILLS.

Senator Calley of District No. 3 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

Senator Edgerly of District No. 4 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act granting certain rights and privileges along the shores of Duncan Lake in Ossipee to Charles A. Wiggin of said Ossipee.

Senator Rice of District No. 5 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act for the better protection of no-license cities and towns against the illegal sale of liquor therein.

Agreeably to previous notice Senator Chase of District No. 10 introduced the following entitled bill which was

read a first and second time and referred to the Committee on Education:

An act in amendment of chapter 89 of the Public Statutes and defining the term "school district."

Agreeably to previous notice Senator Entwistle of District No. 24 introduced the following entitled bill which was read a first and second time:

An act relating to the salary of the solicitor of the County of Rockingham.

On motion of Senator Entwistle the rules were so far suspended that reference to committee and printing of the bill was dispensed with.

On motion of the same senator the rules were further suspended and the bill was read a third time, passed, and sent to the House of Representatives for concurrence.

Agreeably to previous notice Senator Stahl of District No. 1 introduced the following entitled bill which was read a first and second time and referred to the Committee on Judiciary:

An act punishing fraud in certain cases.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate: House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901 in relation to the arraignment and trial of persons charged with murder in either degree; House Bill No. 42, An act to revise and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Judiciary,

An act to amend chapter 104 of the Session Laws of 1901 in relation to the arraignment and trial of persons charged with murder in either degree.

To the Committee on the Revision of the Laws,

An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

On motion of Senator Patten, the Senate voted to take a recess until 11.55 o'clock.

(Recess.)

Upon reassembling the Senate met the House of Representatives in joint convention.

(See House proceedings.)

Upon returning to the Senate chamber, on motion of Senator Emery the Senate adjourned.

AFTERNOON.

NOTICES OF BILLS.

Senator Stahl of District No. 1 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act relating to the use of highways by certain vehicles.

Senator Ahern of District No. 18 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act in amendment of an act passed at the January session, 1907, entitled "An act in reference to pawnbrokers."

Senator Martin of District No. 14 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act allowing towns to own and operate telephone lines.

Senator Bass of District No. 15 gave notice that on tomorrow, or some subsequent day, he would ask leave to in-

troduce a bill entitled An act relating to the publicity of primary and election contributions and expenditures.

Senator Wallace of District No. 6 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12 o'clock noon, tomorrow, January 21, for the purpose of proceeding to the election of a secretary of state, state treasurer and commissary general.

On motion of Senator Ahern the following resolution was adopted:

Resolved, That the Senate meet the House of Representatives in joint convention at 12 o'clock noon, tomorrow, January 21, for the purpose of proceeding to the election of a secretary of state, state treasurer and commissary general.

On motion of Senator Patten, the Senate adjourned.

THURSDAY, JANUARY 21, 1909.

The Senate met according to adjournment.

The reading of the Journal having been commenced, on motion of Senator Hurd, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Turner, for the Committee on the Judiciary, to whom was referred (House Bill No. 1), entitled, An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree, having considered the same, report the same without amendment and recommend its passage.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred (House Bill No. 42), entitled An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization, having considered the same, report the same without amendment and recommend its passage.

The reports were accepted and the bills were severally ordered to a third reading this afternoon at 2 o'clock.

NOTICES OF BILLS.

Senator Chase of District No. 10 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce bills entitled An act in amendment of chapter 88 of the Public Statutes relating to the method of raising school money; An act relating to persons and their counsel and other employees having business before the General Court.

Senator Stahl of District No. 1 gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled, An act conferring special authority upon the fish and game commissioners to close the open shooting season during periods of protracted drouth.

INTRODUCTION OF BILLS.

Agreeably to previous notice Senator Edgerly introduced the following entitled bill, which was read a first and second time and referred to the Committee on Judiciary:

An act granting certain rights and privileges along the shores of Duncan Lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

Agreeably to previous notice Senator Stahl introduced the following entitled bill, which was read a first and second time and referred to the Committee on Judiciary:

An act relating to the use of highways by certain vehicles.

Agreeably to previous notice, Senator Ahern introduced the following entitled bill, which was read a first and second time and referred to the Committee on Revision of the Laws:

An act in amendment of an act passed at the January Session, 1907, entitled "An act in reference to pawnbrokers."

Agreeably to previous notice, Senator Rice introduced the following entitled bill, which was read a first and second time and referred to the Committee on Judiciary:

An act for the better protection of no-license cities and towns against the illegal sale of liquor therein.

Agreeably to previous notice, Senator Calley introduced the following entitled bill, which was read a first and second time and referred to the Committee on Public Health:

An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

Agreeably to previous notice, Senator Wallace introduced the following entitled bill, which was read a first and second time and referred to the Committee on Fisheries and Game:

An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

On motion of Senator Rice, the Senate voted to take a recess until 11.55 o'clock.

(Recess.)

Upon re-assembling, the Senate met the House of Representatives in joint convention.

(See House Proceedings.)

Upon returning to the Senate Chamber, on motion of Senator Patten, the Senate adjourned.

AFTERNOON.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, That the boards of education of the various cities and towns be requested to have all schools devote one session on the coming 12th of February to a commemoration of the life and character of Abraham Lincoln.

Resolved, That there be printed for the use of the House five hundred (500) copies of "Proposed State House Improvements, 1905, by Governor Bachelder and Council."

On motion of Senator Hurd, the foregoing resolutions were concurred in.

THIRD READINGS.

The following entitled House Bills were severally read a third time and passed:

H. B. No. 1. An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

H. B. No. 42. An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

On motion of Senator Sanborn, the following resolution was adopted:

Resolved, That when the Senate adjourns this afternoon, it adjourn to meet Friday morning at 9.30 o'clock, and when it adjourn Friday morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Hurd, the Senate adjourned.

FRIDAY, JANUARY 22, 1909.

The Senate met according to adjournment.

Senator Chase having assumed the chair, read the following communication:

MANCHESTER, N. H., January 22, 1909.

Senator Chase:

Please preside for me at today's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The reading of the journal having been commenced, on motion of Senator Parker, the rules were so far suspended that its further reading was dispensed with.

INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Chase introduced the following entitled bill, which was read a first and second time and referred to the Committee on Education:

An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

On motion of Senator Hamlin of District No. 7 the following resolution was adopted:

Resolved, That the sergeant-at-arms of the Senate be instructed and authorized to procure suitable cushions for the various chairs in the Senate chamber.

On motion of Senator Hamlin, the Senate adjourned.

MONDAY, JANUARY 25, 1909.

The Senate met according to adjournment.

The Journal was read and approved.

NOTICES OF BILLS.

Senator Ahern, of District No. 18, gave notice that on tomorrow, or some subsequent day, he would ask leave to

introduce a bill entitled An act relating to loans secured by liens on personal property.

Senator Sanborn, of District No. 21, gave notice that on tomorrow, or some subsequent day, he would ask leave to introduce a bill entitled An act in amendment of section 8, chapter 31 of the Public Statutes, relating to the residence of voters.

On motion of Senator Sanborn, the Senate adjourned.

TUESDAY, JANUARY 26, 1909.

The Senate met according to adjournment.

The journal was read and approved.

INTRODUCTION OF BILLS.

Agreeably to previous notice, Senator Stahl of District No. 1 introduced the following entitled bill, which was read a first and second time and referred to the Committee on Fisheries and Game:

An act conferring special authority upon the fish and game commissioners to close the open shooting season during periods of protracted drouth.

Agreeably to previous notice, Senator Martin of District No. 14 introduced the following entitled bill, which was read a first and second time and referred to the Committee on the Judiciary:

An act to permit towns to maintain local telephone service.

Agreeably to previous notice, Senator Chase of District No. 10 introduced the following entitled bill, which was read a first and second time:

An act relating to persons and their counsel and other employees having business before the General Court.

On motion of Senator Chase, the rules were suspended and the bill laid upon the table to be printed, before reference to committee.

Agreeably to previous notice Senator Bass of District No. 15 introduced the following entitled bills:

An act relating to the publicity of primary and election contributions and expenditures.

An act to provide for the nomination of party candidates by direct primary.

On motion of Senator Bass the rules were so far suspended that the bills were severally read a first and second time by their titles.

On motion of the same senator the rules were further suspended and the bills severally laid upon the table to be printed, before reference to committee.

Agreeably to previous notice, Senator Ahern of District No. 19 introduced the following entitled bill, which was read a first and second time and referred to the Committee on Revision of the Laws:

An act relating to loans secured by lien on personal property.

On motion of Senator Entwistle of District No. 24, the rules were so far suspended that previous notice of the introduction of the following entitled bill was dispensed with and the bill introduced at the present time:

An act confirming and legalizing the organization and acts of the North Shore Water Company.

The bill was read a first and second time.

Senator Entwistle moved that the rules be so far suspended that reference to committee be dispensed with and the bill be placed on its third reading and final passage at the present time.

The question being stated, Shall the rules be suspended?

(Discussion ensued.)

Senator Entwistle withdrew his motion to suspend the rules and the bill was referred to the Committee on the Judiciary.

The President declared a recess until 11.55.

(Recess.)

Upon re-assembling, on motion of Senator Calley, the Senate adjourned.

AFTERNOON.

On motion of Senator Entwistle of District No. 24, the rules were so far suspended that previous notice of the introduction of the following entitled bill was dispensed with, and the bill introduced at the present time:

An act to create the office of state auditor.

On motion of the same senator, the rules were further suspended and the bill read a first and second time by title and laid on the table to be printed before reference to committee.

On motion of Senator Greer, the Senate adjourned.

WEDNESDAY, JANUARY 27, 1909.

The Senate met according to adjournment.

The journal was read and approved.

BILLS FORWARDED.

The following entitled Senate bills, having been printed, were taken from the table and severally referred to the Committee on the Judiciary:

Senate Bill No. 14, An act relating to the publicity of primary and election contributions and expenditures.

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

Senate Bill No. 18, An act relating to persons and their counsel and their employees, having business before the General Court.

Senate Bill No. 21, An act to create the office of state auditor.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed a bill with the

following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

READ AND REFERRED.

The following entitled bill, sent up from the House of Representatives, was read a first and second time:

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

On motion of Senator Patten, the rules were so far suspended that reference to committee was dispensed with and the bill read a third time and passed.

On motion of Senator Patten, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Public Health, to whom was referred Senate Bill No. 11, entitled An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars, having considered the same, report the same without amendment and recommend its passage.

The report was accepted and the bill laid upon the table to be printed.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 9, entitled An act in amendment of an act passed at the January session, 1907, entitled "An act in reference to pawnbrokers," having considered the same, report the same with the following amendment and recommend its passage:

Amend the bill by adding thereto the following section:

SECT. 2. This act shall take effect from and after its passage.

The report was accepted, amendment adopted and the bill laid upon the table to be printed.

On motion of Senator Hurd, the Senate adjourned.

THURSDAY, JANUARY 28, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Calley the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Turner for the Committee on the Judiciary, to whom was referred Senate Bill No 8, entitled An act relating to the use of highways by certain vehicles, having considered the same, report the same without amendment and recommend its passage.

The report was accepted and the bill laid upon the table to be printed.

BILLS FORWARDED.

The following entitled Senate Bills having been printed, were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 9, An act in amendment of an act passed at the January session, 1907, entitled, "An act in reference to pawnbrokers."

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

NEW BILL.

Senator Entwistle of District No. 24, under a suspension of the rules (sixteen senators having actually voted in favor thereof) introduced a bill entitled An act regulating the use of cinematographs and other similar apparatus, which was read a first and second time and referred to the Committee on the Judiciary.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend paying corporations.

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting in South Hampton held the third day of November, 1908.

House Bill No. 21, An act to incorporate the Association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows. of Manchester, N. H.

House Bill No. 69, An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court.

READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend paying corporations.

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting in South Hampton held the third day of November, 1908.

House Bill No. 69, An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court.

The following entitled bill, sent up from the House of Representatives, was read a first and second time:

House Bill No. 21, An act to incorporate the Association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows, at Manchester, N. H.

On motion of Senator Hurd, the rules were so far suspended that reference to committee was dispensed with and the bill read a third time and passed.

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Turner for the Committee on the Judiciary, to whom was referred Senate Bill No. 6, entitled An act punishing frauds in certain cases, having considered the same, report the same with the following amendments and recommend its passage: Amend section 1 by striking out the word "twenty" in the fourth line, and inserting in place thereof the word "ten." Further amend said bill by adding a new section to the bill as follows.

"SECT. 2. This act shall take effect upon its passage."

The report was accepted, amendments adopted and the bill laid upon the table to be printed.

THIRD READINGS.

The following entitled Senate bills were severally read a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 9, An act in amendment of an act passed at the January session, 1907, entitled "An act in reference to pawnbrokers."

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

On motion of Senator Hamlin, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 9.30 o'clock and when the Senate ad-

journs to morrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Entwistle, the Senate adjourned.

FRIDAY, JANUARY 29, 1909.

The Senate met according to adjournment.

Senator Ahern, having assumed the chair, read the following communication:

MANCHESTER, N. H., January 29, 1909.

Senator Ahern:

Please preside for me at today's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The reading of the Journal having been commenced, on motion of Senator Parker, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Engrossed Bills.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

House Bill No. 20, An act to amend section 3 of the charter of the Masonic Home.

House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

EDWARD E. RICE,
For the Committee.

On motion of Senator Parker, the Senate adjourned.

MONDAY, FEBRUARY 1, 1909.

The Senate met according to adjournment.

Senator Wallace, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 1, 1909.

Senator Wallace:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Parker, the Senate adjourned.

TUESDAY, FEBRUARY 2, 1909.

The Senate met according to adjournment.

The journal was read and approved.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 23, An act to establish the Penacook Union School District.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams."

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic ocean.

House Bill No. 37, An act to protect domestic pigeons or doves.

House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election in the town of Monroe at a meeting held on the third day of November, 1908.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway.

House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company.

House Bill No. 138, An act to extend the charter of the Meredith & Ossipee Valley Railroad Company.

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled "An act to incorporate the Manchester Woman's Aid and Relief Society."

House Bill No. 196, An act to amend the charter of the Concord, Dover & Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth & Rochester Street Railway.

House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

READ AND REFERRED.

The following entitled bills sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on Railroads,

House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway;

House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company;

House Bill No. 138, An act to extend the charter of the Meredith and Ossipee Railroad Company;

House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway;

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway.

To the Committee on the Judiciary,

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities;

House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election in the town of Monroe at a meeting held on the third day of November, 1908;

House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled, "An act to incorporate the Manchester Women's Aid and Relief Society."

To the Committee on Fisheries and Game,

House Bill No. 37, An act to protect domestic pigeons or doves.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled, "An act for the protection of clams;"

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic ocean.

To the Committee on Revision of the Laws,

House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

To the Committee on Education,

House Bill No. 23, An act to establish the Penacook Union School District;

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

BILLS FORWARDED.

The following entitled Senate bills, having been printed, were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 6, An act punishing frauds in certain cases.

Senate Bill No. 8, An act relating to the use of highways by certain vehicles.

On motion of Senator Calley, the Senate adjourned.

AFTERNOON.

Senator Rice, of District No. 5, for the Committee appointed to notify Hon. Jacob H. Gallinger of his election as United States Senator, presented the following communication:

UNITED STATES SENATE.

WASHINGTON, January 23, 1909.

Gentlemen: I am in receipt of your courteous letter of the 21st instant, in which you convey to me the information that at the joint meeting of the two Houses of the New Hampshire Legislature on Tuesday, January 19, 1909, I was elected to the Senate of the United States for the full term of six years from the fourth day of March next, and you request me to accept the office.

In reply I beg to say that I accept the office with a feeling of profound gratitude to the people of New Hampshire for this renewed evidence of their esteem and confidence, and pledge myself to do the utmost to fill the place in a manner that will be acceptable to those whom I represent.

I will be glad if you will convey to both branches of the Legislature my deep appreciation of the honor conferred,

and express to them my sincere wish for the health, happiness and prosperity of each and every one of them.

I have the honor to be,

Very respectfully yours,

J. H. GALLINGER.

Messrs. EDWARD E. RICE,
WILLIAM F. NASON,
JESSE F. LIBBY,
Committee.

The communication was ordered incorporated in the journal.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate Bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 6, An act to punish frauds in certain cases.

Senate Bill No. 8, An act relating to the use of highways by certain vehicles.

COMMITTEE REPORTS.

Senator Edgerly, for the Committee on Education, to whom was referred Senate Bill No. 4, entitled An act in amendment of chapter 89 of the Public Statutes, and defining school district;

Senate Bill No. 2, entitled An act in relation to the salaries of school boards and truant officers, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally laid upon the table to be printed.

Senator Edgerly, for the Committee on Education, to whom was referred Senate Bill No. 1, entitled An act re-

lating to incompatibility of certain offices of school districts, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out in the third, fourth and fifth lines the words "receive compensation from the public money for service in any capacity which is subject to the appointment of the school board," and insert in place thereof the words, "be employed as a teacher in his district," so that said section, as amended, shall read as follows:

"SECTION 1. No person holding office as a member of a school board shall, at the same time, act as a district treasurer or auditor, nor shall any member of a school board be employed as a teacher in his district."

The report was accepted, amendment adopted and bill as amended laid on the table to be printed.

On motion of Senator Emery, the Senate adjourned.

WEDNESDAY, FEBRUARY 3, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Turner, the rules were so far suspended that its further reading was dispensed with.

BILLS FORWARDED.

The following entitled Senate bills, having been printed were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 1, An act relating to incompatibility of certain offices of school districts.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

Senate Bill No. 4, An act in amendment of chapter 89

of the Public Statutes and defining the term "School District."

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain waterworks in Whitefield."

House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies.

House Bill No. 95, An act to incorporate the Raymond Electric Company.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks.

House Bill No. 282, An act to amend section 8, chapter 31, Public Statutes, relating to certificate from city clerk to inspectors of checklists in case of removal of voters.

House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and their officers," of the Public Statutes.

House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake.

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by their titles and referred:

To the Committee on the Judiciary,

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes;

House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines;

House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and their officers," of the Public Statutes;

House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies.

To the Committee on Revision of the Laws,

House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield";

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake;

House Bill No. 282, An act to amend section 8, chapter 31 of the Public Statutes, relating to certificate from city clerk to inspectors of checklists in case of removal of voters.

To the Committee on Incorporations,

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks;

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

To the Committee on Finance,

House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Judiciary, to whom was referred Senate Bill No. 20, entitled An act confirming and legalizing the organization and acts of the North Shore Water Company, having considered the same, reported the same without amendment and recommended its passage.

Senator Turner, for the Committee on Judiciary, to whom was referred House Bill No. 30, entitled An act to legalize and confirm the warrant for and the votes and proceedings at the biennial election and meeting in South Hampton held the third day of November, 1908, having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Judiciary, to whom was referred House Bill No. 74, entitled An act in relation to selectmen of towns and mayors and aldermen of cities, having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Judiciary, to whom was referred House Bill No. 211, entitled An act in amendment of section 19, chapter 149 of the Public Statutes, relating to dividend-paying corporations, having considered the same, reported the same without amendment and recommended its passage.

Senator Turner, for the Committee on Judiciary, to whom was referred House Bill No. 73, entitled An act to legalize the warrant and all the proceedings at the biennial election in the town of Monroe at a meeting held on the third day of November, 1908, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on Judiciary, to whom was referred House Bill No. 145, entitled An act to amend section 2 of chapter 283 of the Laws of 1901, entitled "An act to incorporate the Manchester Women's Aid and Relief Society," having considered the same, reported the same without amendment and recommended its passage.

On motion of Senator Leeman, the rules were so far suspended that the foregoing bill was read a third time and passed.

Senator Calley, for the Committee on Judiciary, to whom was referred House Bill No. 69, entitled An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court, having considered the same, report the same with the following resolution:

That it is inexpedient to legislate.

The report was accepted and resolution adopted.

On motion of Senator Turner, the following entitled Senate bill was recalled from the Committee on the Judiciary and laid upon the table to be printed, then to be recommitted to the same committee:

Senate Bill No. 3, An act to prevent common carriers from furnishing free transportation to persons, and to provide for the necessary traveling expenses of members of the General Court and to the officers and agents of the state when traveling in the discharge of their duties.

On motion of Senator Turner, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

The following entitled Senate bills were severally read a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 1, An act relating to the incompatibility of certain offices of school districts.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term "School District."

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

The following entitled House bills were severally read a third time and passed:

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting at South Hampton held the third day of November, 1908.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend-paying corporations.

House Bill No. 73, An act to legalize the warrant for and all of the proceedings at the biennial election of the town of Monroe at the meeting held the third day of November, 1908.

On motion of Senator Entwistle, the Senate adjourned.

THURSDAY, FEBRUARY 4, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Hamlin the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Stahl, for the Committee on Railroads, to whom was referred House Bill No. 221, entitled An act to legalize

the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway;

House Bill No. 196, entitled An act to amend the charter of the Concord, Dover and Rochester Street Railway;

House Bill No. 138, entitled An act to extend the charter of the Meredith and Ossipee Valley Railroad Company;

House Bill No. 78, entitled An act to extend the charter for the building of the Newport and Sunapee Railway, report the same without amendment and recommend their passage.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 231, entitled An act in amendment of chapter 205 of Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on the Judiciary, to whom was referred Senate Bill No. 4, entitled An act granting certain rights and privileges along the shores of Duncan Lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out the first section and inserting in place thereof the following: "Charles A. Wiggin of Ossipee, N. H., is hereby granted the privilege of laying a pipe in the southerly and westerly shores of Duncan Lake, so called, in said Ossipee, sufficiently below low water mark not to interfere with boating on said lake or with other public uses thereof, for the purpose of conveying water from springs on his own land, and supplying it for domestic and fire purposes to those owners of the land opposite said pipe who may wish for the same, provided he shall supply said owners with water upon equal and rea-

sonable terms, and provided further that nothing herein contained shall authorize him to draw water directly from said lake.''

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

ENGROSSED BILLS.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

House Bill No. 21, An act to incorporate the association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows, of Manchester, N. H.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled ''An act to incorporate the Manchester Women's Aid and Relief Society.''

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend-paying corporations.

House Bill No. 73, An act to legalize and confirm the warrant for, and all votes and proceedings at the biennial election and meeting in Monroe, held on the third day of November, 1908.

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting in South Hampton, held the third day of November, 1908.

JOHN F. EMERY,
For the Committee.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a State Library building."

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation.

House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates.

House Bill No. 185, An act to regulate the use of motor boats.

House Bill No. 233, An act to amend section 1, chapter 267 of the Public Statutes, relating to cruelty to animals.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law.

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations in the use of their name or emblems and providing penalties for the violation thereof.

House Bill No. 181, An act providing for the liability

for damages of owners or lessees of automobiles in certain cases.

READ AND REFERRED.

On motion of Senator Entwistle, the rules were suspended and the following entitled bills, sent up from the House of Representatives, read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a State Library Building";

House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates;

House Bill No. 233, An act to amend section 1, chapter 267 of the Public Statutes, relating to cruelty to animals;

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies;

House Bill No. 181, An act providing for the liability for damages of owners or lessees of automobiles in certain cases;

House Bill No. 185, An act to regulate the use of motor boats.

To the Committee on Revision of the Laws,

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation;

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations in the use of their name or emblems and providing penalties for the violation thereof.

To the Committee on Public Health,

House Bill No. 520, An act in amendment to the food

and drugs law of 1907, relating to penalty for violation of said law.

To the Committee on Fisheries and Game,

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

On motion of Senator Hurd, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 138, An act to extend the charter of the Meredith and Ossipee Valley Railroad Company.

House Bill No. 78, An act extending the charter for the building of the Newport and Sunapee Railway.

House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway.

House Bill No. 231, An act in amendment of chapter 235 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

The following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan Lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

On motion of Senator Parker, the following resolution was adopted:

Resolved, That when the Senate adjourn this afternoon it be to meet tomorrow morning at 9.30 o'clock and when it then adjourn it be to meet Monday evening at 7.30 o'clock.

On motion of the same senator, the Senate adjourned.

FRIDAY, FEBRUARY 5, 1909.

The Senate met according to adjournment.

Senator Chase, having assumed the chair, read the following communication:

MANCHESTER, N. H., Friday, February 5, 1909.

Senator Chase:

Please preside for me at today's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The reading of the journal having been commenced, on motion of Senator Parker the rules were so far suspended that its further reading was dispensed with.

On motion of the same senator, the Senate adjourned.

MONDAY, FEBRUARY 8, 1909.

The Senate met according to adjournment.

Senator Parker, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 8, 1909.

Senator Parker:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Rice, the Senate adjourned.

TUESDAY, FEBRUARY 9, 1909.

The Senate met according to adjournment.

The journal was read and approved.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation.

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society.

House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam Lake and to lay out highways to the same.

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation.

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five years from January 1, 1909.

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim for school purposes.

House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game.

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant Lake, New London.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

House Bill No. 176, An act providing for examination of disputed boundaries and other matters.

House Bill No. 159, An act to make February 12, 1909, a legal holiday.

The message also announced that the House of Representatives has concurred with the Senate in the passage of the following bill:

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

READ AND REFERRED.

The following entitled bills, sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 159, An act to make February 12, 1909, a legal holiday.

To the Committee on Revision of the Laws,

House Bill No. 176, An act providing for examination of disputed boundaries and other matters.

On motion of Senator Rice, the rules were so far suspended that the following entitled bills, sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on Fisheries and Game,

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant Lake, New London;

House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game;

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 162, An act protecting pheasants and other foreign game birds;

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five years from January 1, 1909.

To the Committee on Revision of the Laws,

House Bill No. 24, An act in relation to marking the location of public and historic incidents;

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont;

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society.

To the Committee on the Judiciary,

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua;

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation;

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Woman's Christian Temperance Union from taxation.

To the Committee on Public Improvements,

House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam Lake and to lay out highways to the same.

To the Committee on Education,

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim for school purposes.

NEW BILL.

Senator Wallace of District No. 6, under a suspension of the rules (sixteen senators having actually voted in favor thereof), introduced the following entitled bill, which was read a first and second time and referred to the Committee on the Judiciary, "An act to authorize the city of Laconia

to procure, own and operate a system of water works for said city."

On motion of Senator Bass, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Leeman, for the Committee on Fisheries and Game, to whom was referred House Bill No. 37, entitled An act to protect domestic pigeons or doves;

House Bill No. 522, entitled An act in amendment of chapter 79, Session Laws of 1901, as amended by Session Laws of 1903, 1905 and 1907, relating to fish and game, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 282, entitled An act to amend section 8, chapter 31, Public Statutes, relating to certificate from city clerk to inspectors of checklists in case of removal of voters, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 149, entitled An act fixing uniformity of accounts in the several counties and for the purchase of supplies, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 159, entitled An act to make February 12, 1909, a legal holiday, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway.

House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway.

House Bill No. 138, An act to extend the charter of the Meredith and Ossipee Valley Railroad Company.

E. E. RICE,
For the Committee.

CONCURRENT RESOLUTION.

On motion of Senator Greer, the following resolution was adopted:

Resolved, by the Senate, the House of Representatives concurring, that February 12, 1909, be designated as Lincoln Memorial Day in honor of the one hundredth anniversary of the birth of Abraham Lincoln; that the Governor be requested to issue a proclamation calling upon the people of New Hampshire to observe the anniversary in a suitable manner in their homes, and urging schools, churches, societies and other bodies of citizens to hold commemorative public services; to the end that our people of all ages and conditions may be impressed by the example,

inspired by the thoughts and uplifted by the noble acts of him whose life was devoted to the precepts so well expressed in his own words, "With malice towards none, with charity for all, with firmness in the right as God gives us to see the right."

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary.

The following joint resolution, sent up from the House of Representatives, was read a first and second time:

House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary.

On motion of Senator Rice, the rules were so far suspended that reference to committee was dispensed with and the joint resolution read a third time and passed.

On motion of Senator Entwistle, the Senate adjourned.

WEDNESDAY, FEBRUARY 10, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Entwistle, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 176, entitled

An act providing for examination of disputed boundaries and other matters, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 338, entitled An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village fire district to maintain water works in Whitefield;

House Bill No. 467, entitled An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society, having considered the same, reported the same without amendment and recommended their passage.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 56, entitled An act to exempt the District Nursing Association of the city of Manchester from taxation, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 24, entitled An act in relation to marking the location of public and historic incidents, having considered the same, reported the same without amendment and recommended its passage.

Senator Entwistle, for the Committee on Public Improvements, to whom was referred House Bill No. 206, entitled An act authorizing the town of Holderness to construct public wharves on Squam Lake and to lay out highways to same, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 113, entitled An act to exempt the trustees of the Home for Indigent Women

from taxation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time at the present time and passed.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed the following joint resolution:

House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary.

EDWARD E. RICE,
For the Committee.

THIRD READINGS.

The following entitled bill was read a third time:

House Bill No. 37, An act to protect domestic pigeons or doves.

The question being stated,

Shall the bill pass?

The negative prevailed on a *viva voce* vote.

Senator Leeman called for a division. Division being had, eleven senators voted in the affirmative, and nine senators voted in the negative.

The affirmative prevailed, and the bill passed.

BILL RECOMMITTED.

The following entitled bill being in order for a third reading at the present time, on motion of Senator Chase, was recommitted to the Committee on Fisheries and Game:

House Bill No. 522, An act in amendment of chapter 79,

Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornado, hail and lightning.

House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 171, An act creating a board of police commissioners for the town of Claremont.

House Bill No. 174, An act to repeal all annual and standing appropriations.

House Bill No. 175, An act providing for estimates of state expenses, and the preparation of an appropriation bill or bills to meet the same.

House Bill No. 197, An act in relation to the issue of stock by the Underwriters Fire Insurance Company.

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H."

House Bill No. 227, An act in addition to chapter 246 of the Public Statutes, relating to the landlord and tenant act.

House Bill No. 295, An act in amendment of section 9, chapter 176, Public Statutes, in relation to the private sale of real estate by guardians.

House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

House Bill No. 349, An act to incorporate the city of Claremont.

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of reindexing and changing the records in the office of Hillsborough County Registry of Deeds.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names.

House Bill No. 519, An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts."

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie Foundation for the advancement of teaching."

House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2, chapter 189 of the Public Statutes.

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others.

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

The message further announced that the House of Rep-

resentatives has concurred with the Senate in the passage of the following resolution:

Resolved, by the Senate, the House of Representatives concurring, That February 12, 1909, be designated as Lincoln Memorial Day in honor of the one hundredth anniversary of the birth of Abraham Lincoln; that the Governor be requested to issue a proclamation calling upon the people of New Hampshire to observe the anniversary in a suitable manner in their homes, and urging schools, churches, societies and other bodies of citizens to hold commemorative public services; to the end that our people of all ages and conditions may be impressed by the example, inspired by the thoughts and uplifted by the noble acts of him whose life was devoted to the precepts so well expressed in his own words, "With malice towards none, with charity for all, with firmness in the right as God gives us to see the right."

READ AND REFERRED.

On motion of Senator Greer, the rules were so far suspended that the following entitled bills, sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 519, An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts;"

House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2, chapter 189 of the Public Statutes;

House Bill No. 295, An act in amendment of section 9, chapter 176, Public Statutes, in relation to the private sale of real estate by guardians;

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H.";

House Bill No. 197, An act in relation to the issue of stock by the Underwriters Fire Insurance Company.

To the Committee on Revision of the Laws,

House Bill No. 171, An act creating a board of police commissioners for the town of Claremont;

House Bill No. 227, An act in addition to chapter 246 of the Public Statutes, relating to the landlord and tenant act;

House Bill No. 170, An act to establish the police court of Claremont;

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of reindexing and changing the records in the office of Hillsborough County Registry of Deeds;

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornado, hail and lightning;

House Bill No. 349, An act to incorporate the city of Claremont.

To the Committee on Finance,

House Bill No. 174, An act to repeal all annual and standing appropriations;

House Bill No. 175, An act providing for estimates of state expenses, and the preparation of an appropriation bill or bills, to meet the same.

To the Committee on Banks,

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks;

House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names.

To the Committee on Towns and Parishes,

House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

To the Committee on Education,

House Bill No. 303, An act to repeal sections 1 and 2 of

chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

To the Committee on Military Affairs,

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

To the Committee on Agriculture,

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie foundation for the advancement of teaching."

To the Committee on Forestry,

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

The following House Joint Resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others;

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Judiciary,

By Senator Calley, Petition of E. S. Urie and ninety-three other employees of the B. & M. R. R. in West Lebanon, N. H., requesting the use of influence to defeat that portion of the anti-pass bill introduced by Senator Chase of Concord, reading as follows: "Passes shall be granted employees only when travelling on the Company's business."

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 95, entitled An act to incorporate the Raymond Electric Company;

House Bill No. 169, entitled An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks;

House Bill No. 33, entitled An act to amend and extend the charter of the Keene Electric Railway Company, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

THIRD READINGS.

The following entitled bill was read a third time and passed:

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

On motion of Senator Hamlin, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 56, An act to exempt the District Nursing Association of the City of Manchester from taxation;

House Bill No. 206, An act o authorize the town of Holderness to construct public wharves on Squam Lake and lay out highways to the same;

House Bill No. 338, An act in amendment of an act of 1893 entitled, "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield";

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society.

On motion of Senator Calley, the Senate voted to take a recess subject to the call of the president.

(Recess.)

Upon reassembling, on motion of Senator Calley, the Senate adjourned.

THURSDAY, FEBRUARY 11, 1909.

The Senate met according to adjournment. The reading of the Journal having been commenced, on motion of Senator Hurd the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 293, entitled An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation;

House Bill No. 524, entitled An act in amendment of section 12, chapter 169 of the Public Statutes authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies;

House Bill No. 233, entitled An act to amend section 1 of chapter 257 of the Public Statutes, relating to cruelty to animals, having considered the same, reported the same without amendment and recommended their passage.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 384, entitled An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five (5) years from January 1st, 1909;

House Bill No. 162, entitled An act protecting pheasants and other foreign game birds, having considered the same, reported the same without amendment and recommended their passage.

Senator Calley, for the Committee on Finance, to whom

was referred House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others;

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students, having considered the same, reported the same and recommended their passage.

Senator Hurd, for the Committee on Fisheries and Game, to whom was referred House Bill No. 522, entitled An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game, having further considered the same reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 87, entitled An act to amend the charter of the Derry and Salem Street Railway Company, having considered the same, reported the same without amendment and recommended its passage.

Senator Chase, for the Committee on Revision of Laws, to whom was referred House Bill No. 437, entitled An act to amend the charter of the New Hampshire Fire Insurance Company to insure against losses by tornado, hail and lightning, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted, and the bills and joint resolution severally ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on Judiciary, to whom was referred House Bill No. 90, entitled An act to allow Rising Sun Lodge, No. 39, A. F. and A. M. of Nashua, to invest trust funds in the Masonic Building Association of Nashua, having considered the same, reported the same with the following amendment and recommended its passage: Amend section 1 by striking out at the end thereof the words "in case said funds are held solely for the benefit of said lodge," and inserting in place thereof the following: "in case the will or other instrument cre-

ating the trust does not limit the investment of the funds otherwise,'' so that said section as amended shall read:

''SECTION 1. That Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, is hereby authorized to invest trust funds held by it in the capital stock of the Masonic Building Association of said Nashua, in case the will or other instrument creating the trust does not limit the investment of the funds otherwise.''

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 16, entitled An act conferring special authority upon the fish and game commissioners to close the open shooting season during periods of protracted drouth;

Senate Bill No. 12, entitled An act in amendment of chapter 38, Session Laws of 1905, entitled ''An act to require non-residents to procure a license to hunt,'' having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills laid upon the table to be printed.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 95, An act incorporating the Raymond Electric Company.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, Benevolent and Protective Order of Elks.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 49, An act to legalize the biennial election of the town of Temple held November 3, 1908.

House Bill No. 59, An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane by the state.

House Bill No. 119, An act in amendment of section 14, chapter 283 of Public Statutes, relating to the Industrial School.

House Bill No. 527, An act for the adoption of a state flag.

House Bill No. 97, An act providing for the registration of resident hunters.

READ AND REFERRED.

The following entitled bill sent up from the House of Representatives, was read a first and second time and referred:

To the Committee on State Hospital,

House Bill No. 59, An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane by the state.

Senator Entwistle moved that the rules be so far suspended that the following entitled bills, sent up from the House of Representatives, be severally read a first and second time by title.

The question being stated,

Shall the rules be so suspended?

(Discussion ensued.)

The affirmative prevailed on a *viva voce* vote, the rules were suspended and the bills severally read a first and second time by title and referred:

To the Committee on Fisheries and Game,

House Bill No. 97, An act providing for the registration of non-resident hunters.

To the Committee on Military Affairs,

House Bill No. 527, An act for the adoption of a state flag.

To the Committee on Revision of the Laws,

House Bill No. 49, An act to legalize the biennial election of the town of Temple held November 3, 1908.

To the Committee on State Prison and Industrial School,

House Bill No. 119, An act in amendment of section 14, chapter 283 of Public Statutes, relating to the Industrial School.

On motion of Senator Sanborn, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 174, entitled An act to repeal all annual and standing appropriations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Senator Calley moved that the rules be so far suspended that the bill be read a third time at the present time and passed.

The question being stated,

Shall the rules be so suspended?

(Discussion ensued.)

Senator Calley withdrew his motion and the bill was ordered to a third reading Tuesday morning next at 11 o'clock.

Senator Clough, for the Committee on Finance, to whom was referred House Bill No. 175, entitled An act providing for estimates of state expenses, and the preparation

of an appropriation bill or bills to meet the same, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Senator Chase moved to lay the bill, together with the report on the table.

The question being stated,

Shall the bill together with the report be laid on the table?

(Discussion ensued.)

Senator Chase withdrew his motion to lay the bill and report on the table.

Senator Chase offered the following amendment:

Amend section 1 of the bill by striking out the figures "15th" in the fourth line of said section and inserting in lieu thereof the figures "23d."

The question being stated,

Shall the amendment be adopted?

(Discussion ensued.)

The negative prevailed on a *viva voce* vote and the bill was ordered to a third reading Tuesday morning next at 11 o'clock.

Senator Calley moved that the rules be so far suspended that the bill be read a third time by title at the present time and passed.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed on a *viva voce* vote and the bill was read a third time by title and passed.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 49, entitled An act to legalize the biennial election of the town of Temple held November 3, 1908, having considered the same, reported the same without amendment and recommended its passage.

Senator Emery, for the Committee on Agriculture, to

whom was referred House Bill No. 526, entitled An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie foundation for the advancement of teaching," having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading Tuesday morning next at 11 o'clock.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies.

House Bill No. 233, An act to amend section 1 of chapter 253 of the Public Statutes, relating to cruelty to animals.

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five years from January 1, 1909.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Bill No. 87, An act to extend the charter of the Derry and Salem Street Railway Company.

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company to insure against losses by tornado, hail and lightning.

House Bill No. 522, An act in amendment of chapter 79 of the Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others.

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

On motion of Senator Emery, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment:

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association, of Nashua.

On motion of Senator Edgerly the following resolution was adopted:

Resolved, That when the Senate adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock and when it then adjourns it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Greer, the Senate adjourned.

FRIDAY, FEBRUARY 12, 1909.

The Senate met according to adjournment.

The reading of the Journal having been commenced, on motion of Senator Clough the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the following resolution was adopted:

CONCURRENT RESOLUTION.

Resolved by the Senate, the House of Representatives concurring, That the two branches of the General Court adjourn to attend the commemorative services to be held in behalf of the state in honor of the centenary birthday of Abraham Lincoln.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives concur with the Honorable Senate in the passage of the following:

CONCURRENT RESOLUTION.

Resolved by the Senate, the House of Representatives concurring, That the two branches of the General Court adjourn to attend the commemorative services to be held in behalf of the state in honor of the centenary birthday of Abraham Lincoln.

On motion of Senator Edgerly, the Senate adjourned.

MONDAY, FEBRUARY 15, 1909.

The Senate met according to adjournment.

Senator Sanborn, having assumed the chair, read the following communication:

MANCHESTER, N. H., February 15, 1909.

Senator Sanborn:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Parker, the Senate adjourned.

TUESDAY, FEBRUARY 16, 1909.

The Senate met according to adjournment.

The journal was read and approved.

BILLS FORWARDED.

The following entitled Senate bill having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

The following entitled Senate bill having been printed, was taken from the table:

Senate Bill No. 16, An act conferring special authority upon the fish and game commissioners to close the open shooting season during periods of protracted drought.

Senator Stahl offered the following amendment:

Amend said bill by striking out the words "fish and game commissioners," in the first line of section 1, and inserting in the place thereof the words "governor and council," so that said section as amended shall read:

"SECTION 1. The governor and council when, in their opinion, the discharge of firearms might endanger property by starting fires in the woodlands during a period of excessive dryness, may suspend by official proclamation, posted and promulgated through the newspapers of the state, the open season, so called, for such time as they may designate."

The amendment was adopted on a *viva voce* vote and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

THIRD READINGS.

The following entitled bills were severally read a third time and passed:

House Bill No. 526, An act authorizing and approving the request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the Carnegie foundation for the advancement of teaching.

House Bill No. 49, An act to legalize the biennial election of the town of Temple, held on November 3, 1908.

The following entitled bill was read a third time:

House Bill No. 174, An act to repeal all annual and standing appropriations.

The question being stated,

Shall the bill pass?

Senator Hurd moved to lay the bill on the table.

The question being stated,

Shall the bill be laid on the table?

(Discussion ensued.)

Senator Hurd withdrew his motion to lay the bill on the table.

The question recurring,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote and the bill passed.

Senator Leeman offered the following resolution, which was unanimously adopted:

WHEREAS, Senator Charles H. Seavey of Rochester is thus far being prevented by illness from attending the meetings of the Senate, be it

Resolved, That this body tender to him its sympathy and expression of the hope that his health will be speedily restored, enabling him to assume his duties and giving his associates the benefit of his valuable counsel.

Resolved, That this resolution be entered upon the journal of the Senate and that an attested copy thereof be sent to the honorable senator by the clerk.

COMMITTEE REPORTS.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 390, entitled An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Ma-

rilla M. Rines, having considered the same, report the same with the following amendment and recommend its passage:

Strike out section 1 of the bill and insert in the place thereof the following:

"SECTION 1. The tax claimed by the state to be due, under the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, upon property passing by the residuary clause, to wit, clause 7, of the will of Marilla M. Rines, late of Boscawen, New Hampshire, said clause bequeathing and devising the residuum of said estate, in trust, for distribution to charitable objects, or for the relief of such persons as are poor and needy, and for the relief of those suffering from disease, be, and the same is, hereby abated."

Amend the title of the bill so it will read, "An act abating the tax claimed by the state under chapter 40 of the Laws of 1905, and amendments thereto, on a certain legacy or devise under the will of Marilla M. Rines."

The report was accepted, the amendments adopted, and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 201, entitled An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company, of Concord, N. H.;"

House Bill No. 197, entitled An act in relation to the issue of stock by the Underwriters' Fire Insurance Company;

House Bill No. 44, entitled An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building," having considered the same, reported the same without amendment and recommended their passage.

Senator Emery, for the Committee on Fisheries and

Game, to whom was referred House Bill No. 97, entitled An act providing for the registration of resident hunters, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 230, entitled An act in relation to the appointment of appraisers by the judge of probate, in relation to section 2, chapter 189 of the Public Statutes, having considered the same, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish.

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 157, An act relating to the bond of sheriffs.

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization.

House Bill No. 267, An act to regulate trolling.

House Bill No. 312, An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

House Bill No. 398, An act relating to the investments of savings banks.

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

House Bill No. 413, An act to amend chapter 35, Session Laws 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs."

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the senate amendment to the following entitled bill:

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

(Senator Hurd in the chair.)

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally a first and second time by title and referred:

To the Committee on Fisheries and Game,

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish;

House Bill No. 267. An act to regulate trolling;

House Bill No. 312, An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

To the Committee on the Judiciary,

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions;

House Bill No. 157, An act relating to the bond of sheriffs;

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization;

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

To the Committee on Revision of the Laws,

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statues, relating to village districts;

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan;

House Bill No. 184, An act in amendment of the charter of the city of Concord.

To the Committee on Education,

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

To the Committee on Agriculture,

House Bill No. 396, An act to regulate the sale of agricultural seeds;

House Bill No. 413, An act to amend chapter 35, Session Laws 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs."

To the Committee on Banks,

House Bill No. 398, An act relating to the investments of savings banks.

To the Committee on Railroads,

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

(The President in the chair.)

On motion of Senator Sanborn, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

The following entitled House bill was read a third time:

House Bill No. 97, An act providing for the registration of resident hunters.

Senator Greer moved that the bill be recommitted to the Committee on Fisheries and Game.

The question being stated,

Shall the bill be recommitted?

(Discussion ensued.)

The negative prevailed on a *viva voce* vote.

Senator Greer called for a division.

A division being had, nine senators voted in the affirmative and eleven senators voted in the negative, the negative prevailed and the motion to recommit was lost.

The question being stated,

Shall the bill pass?

The affirmative prevailed on a *viva voce* vote and the bill passed.

The following entitled bills were severally read a third time and passed:

House Bill No. 197, An act in relation to the issue of stock by the Underwriters' Fire Insurance Company.

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H."

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bill was read a third time by title and passed:

Senate Bill No. 16, An act conferring special authority upon the fish and game commissioners to close the open shooting season during periods of protracted drouth.

Senator Stahl offered the following amendment:

Amend the title of the bill by striking out the words "fish and game commissioners," and inserting in place thereof the words, "governor and council," so that the title as amended shall read as follows: "An act conferring special authority upon the governor and council to

close the open shooting season during periods of protracted drouth."

The amendment was adopted and the bill sent to the House of Representatives for concurrence.

The following entitled Senate bill was read a third time, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

BILL RECOMMITTED.

The following entitled bill being in order for a third reading at the present time, on motion of Senator Calley, was recommitted to the Committee on the Judiciary:

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Military Affairs, to whom was referred House Bill No. 527, entitled An act for the adoption of a state flag;

House Bill No. 430, entitled An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

On motion of Senator Bass, the Senate adjourned.

WEDNESDAY, FEBRUARY 17, 1909.

The Senate met according to adjournment. The reading of the Journal having been commenced, on motion of Sen-

ator Patten the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Majority and Minority Reports.

Senators Turner, Calley and Chase, a majority of the Committee on the Judiciary, to whom was referred Senate Bill No. 10, entitled An act for the better protection of no-license cities and towns against the illegal sale of liquor therein, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 1 by inserting after the word "town" in the third line thereof the words, "not being a licensee of the first, fifth or sixth class under the act passed at the January session, 1903, entitled, 'An act to regulate the traffic in intoxicating liquor' and amendments of said act."

Also by inserting after the word "person" in the fourth line, the words, "not being a licensee as aforesaid."

Also by inserting after the word "town" in the fifth line, the words, "not occupied by such a licensee."

Amend section 2 by striking out the words at the end thereof, "and *provided, further,* that this section shall not apply to licensees of the fifth class."

Amend section 3 by inserting after the words, "city or town," the words, "in this state."

Amend by substituting for section 4 the following:

"SECT. 4. Any spirituous or intoxicating liquor being in the course of transportation in violation of the provisions of this act, or being in the course of transportation from a point in this state to a no-license city or town in this state, addressed to a fictitious person or a person unknown and who cannot be found, or addressed in a fictitious name, may be seized, and upon due proceedings may be adjudged forfeited. In case of forfeiture, the liquor and other articles so adjudged shall be disposed of as is pro-

vided for the disposal of spirituous liquor adjudged forfeited under section 30, chapter 112, of the Public Statutes; but if sold, the proceeds thereof, less costs and expenses, shall be paid into the county treasury.

Amend section 5 by striking out the words "delivery or actually delivering intoxicating liquor to any person or at any place," in lines three and four, and inserting in place thereof, "transportation from any person in this state to any person."

Also by striking out the words, "delivery in a no-license city or town," in line seventeen, and inserting in the place thereof, "from a person in a town in this state to a person in a no-license city or town in this state." And also by striking out the semicolon in the twentieth line thereof.

Senators Entwistle and Patten, a minority of the Committee on the Judiciary, to whom was referred Senate Bill No 10, entitled An act for the better protection of no-license cities and towns against the illegal sale of liquor therein, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The reports were accepted.

Senator Entwistle moved to substitute the minority report for that of the majority.

The question being stated,

Shall the minority report be substituted for that of the majority?

Senator Rice demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Wallace, Greer, Clough, Adams, Leeman, Lord, Ahern, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named senators voted in the negative:

Senators Stahl, Turner, Calley, Edgerly, Rice, Hamlin, Patch, Chase, Martin and Bass.

Thirteen senators voted in the affirmative and ten senators voted in the negative. The affirmative prevailed, and

the report of the minority was substituted for that of the majority.

The question being stated,

Shall the resolution reported by the minority of the committee be adopted?

The affirmative prevailed on a *viva voce* vote, and the resolution was adopted.

Senator Turner, for the Committee on Judiciary, to whom was referred House Bill No. 44, entitled An act in amendment of section 6 of chapter 24 of the Laws of 1905, in relation to An act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building," having considered the same, report the same with the following amendment and recommend its passage:

Amend section 1 by inserting in the tenth line thereof, after the word "state," the following: "such contracts and the termination thereof to be subject to the approval of the governor and council," so that said section as amended shall read:

"SECTION 1. Section 6 of chapter 24 of the Laws of 1895 is hereby amended by adding at the end thereof the following clause. 'Upon the removal of the New Hampshire Historical Society to its new building the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunction with each other, which may be terminated by the trustees of the state library of the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state, such contracts and the termination thereof to be subject to the approval of the governor and council, so that said section as amended shall read as follows:'

"SECT. 6. The trustees of the state library are authorized to become the custodians for the state of collections of books, pamphlets, and maps, and writings, and collections of a historical nature, by arrangement with associations or persons who may be the owners or lawful custo-

dians thereof, whereby the public shall enjoy the benefit of using and consulting such collections in the state library upon such terms and under such regulations as may be agreed upon by the parties. Upon the removal of the New Hampshire Historical Society to its new building the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunction with each other, which may be terminated by the trustees of the state library or the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state, such contracts and the termination thereof to be subject to the approval of the governor and council."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Patten, for the Committee on Judiciary, to whom was referred House Bill No. 246, entitled An act to provide for the recording of sales of real estate for taxes, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 1 by striking out the first eight lines thereof and the part of the ninth line ending with the word "purchaser," and inserting in the place thereof the following: "Each tax collector or sheriff, within two days after selling any real estate for taxes, shall forward by registered mail to the register of deeds for the county in which the real estate is situated, a statement of the following facts relating to each parcel of real estate sold, certified by him to be true; the name of the person, persons or corporation to whom the real estate was taxed, as it appears in the tax list committed to him; the description, if any, of the property as it appears in said list; the amount of the taxes for which the sale was made; the date of the sale; the name of the purchaser; the sum paid or to be paid by the purchaser; a description of the parcel or interest sold; and a statement of the officer's fees and expenses in making

the sale, and reporting the same to the register of deeds,'' so that said section as amended shall read as follows:

''Each tax collector or sheriff, within two days after selling any real estate for taxes, shall forward by registered mail to the register of deeds for the county in which the real estate is situated, a statement of the following facts relating to each parcel of real estate sold, certified by him to be true: the name of the person, persons or corporation to whom the real estate was taxed, as it appears in the tax list committed to him; the description, if any, of the property as it appears in said list; the amount of the taxes for which the sale was made; the date of the sale; the name of the purchaser; the sum paid or to be paid by the purchaser; a description of the parcel or interest sold; and a statement of the officer's fees and expenses in making the sale, and reporting the same to the register of deeds.

''When any such sale shall be redeemed the tax collector or sheriff shall, within two days, notify the register of deeds in his county of the fact of such redemption, the date of the same and the person or persons or corporation so redeeming.''

Amend section 3 by substituting the following for it:

''SECT. 3. The tax collector or sheriff shall be allowed a fee of twenty-five cents for each parcel of real estate sold by him for taxes, together with the actual cost of postage for reporting the facts as provided in section 1; and the register of deeds shall be allowed twenty-five cents for recording the facts as to each parcel, to be advanced by the tax collector or sheriff, and taxed with his other fees and charges for making the sale. Like fees shall be allowed in cases of redemption of property from tax sales, to be paid by the person redeeming.''

The report was accepted, the amendments adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Entwistle, for the Committe on Judiciary, to whom was referred Senate Bill No. 17, entitled An act to

permit towns to maintain local telephone service, having considered the same, reported the same in new draft and new title, and recommended its passage.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Senator Entwistle, the rules were so far suspended that printing was dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

Senator Patten, for the Committee on Judiciary, to whom was referred House Bill No. 295, entitled An act in amendment of section 9, chapter 176 of the Public Statutes, in relation to the private sale of real estate by guardians, having considered the same, reported the same in new draft and amended title, and recommended its passage.

The report was accepted, amendment adopted and the bill in new draft read a first and second time and laid upon the table to be printed.

Senator Adams, for the Committee on State Prison and Industrial School, to whom was referred House Bill No. 119, entitled An act in amendment of section 14, chapter 283 of the Public Statutes, relating to the industrial school, having considered the same, reported the same without amendment and recommended its passage.

The report of the committee was accepted.

Senator Chase offered the following amendment:

Amend the bill by striking out the figures "283" in the first line of section 1 and inserting in the place thereof the figures "284," so that said section as amended shall read as follows:

"SECTION 1. Section 14 of chapter 284 of the Public Statutes is hereby amended by striking out the words 'for such term not less than one year, nor extending beyond the age of twenty-one years, as the court or justice shall judge most for his true interest and benefit,' and inserting instead thereof the words 'for minority,' so that said section shall read as follows:

"SECT. 14. Whenever a minor under the age of seventeen years shall be convicted of an offence punishable by imprisonment, otherwise than for life, and shall be sentenced accordingly, the court or justice, upon application of the minor, his friends, or the state's attorney, may order that, instead of such imprisonment, the minor may be sent to and be kept employed and instructed at the industrial school for minority, provided he shall conduct himself according to the regulations of the school. A copy of such order shall be sufficient authority for his commitment and detention at the school."

On a *viva voce* vote the amendment was adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Clough, for the Committee on State Hospital, to whom was referred House Bill No. 59, entitled An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane by the state, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation.

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation.

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Free Will Baptist Society.

House Bill No. 338, An act in amendment of an act of

1893, entitled "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield."

House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam lake and to lay out highways to the same.

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks.

House Bill No. 95, An act to incorporate the Raymond Electric Company.

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornado, hail and lightning.

House Bill No. 233, An act to amend section 1, chapter 267 of the Public Statutes, relating to cruelty to animals.

House Bill No. 37, An act to protect domestic pigeons or doves.

House Bill No. 175, An act providing for estimates of state expenses and the preparation of an appropriation bill or bills to meet the same.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing the annual statements of foreign insurance companies.

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others.

House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five (5) years from January 1, 1909.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation.

JOHN F. EMERY,
For the Committee.

THIRD READINGS.

The following entitled bills were severally read a third time and passed.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

House Bill No. 527, An act for the adoption of a state flag.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Co., relating to its capital stock and powers."

House Bill No. 89, An act to establish water-works in New Hampton Village fire precinct in the town of New Hampton.

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and sewers."

House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 534, An act to aid in the suppression of tuberculosis.

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An act to provide for the taxation of express companies."

House Bill No. 156, An act relating to the fees of deputy sheriffs.

READ AND REFERRED.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to

incorporate the Rochester Gas Light Company, relating to its capital stock and powers;''

House Bill No. 89, An act to establish water works in the New Hampton Village fire precinct in the town of New Hampton.

House Bill No. 531, An act in amendment of section 11, chapter 81 of the Session Laws of 1907, entitled ''An act to provide for the taxation of express companies.''

To the Committee on Revision of the Laws,

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled ''Sidewalks and sewers;''

House Bill No. 532, An act in relation to probate bonds;

House Bill No. 156, An act relating to the fees of deputy sheriffs.

To the Committee on Railroads,

House Bill No. 319, An act to amend the charter of the Nashua and Hollis Electric Railway Company and extending the time for the completion of the road.

To the Committee on Education,

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

To the Committee on Public Health,

House Bill No. 534, An act to aid in the suppression of tuberculosis.

To the Committee on Finance,

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

The following joint resolutions, sent up from the House of Representatives, were severally read a first and second time and referred to the Committee on Finance:

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, and paying him three hundred and five and 58-100 dollars.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

CONCURRENT RESOLUTION.

On motion of Senator Edgerly, the following resolution was adopted:

WHEREAS, The Legislature of 1903–1905 recommended and supported legislation towards the establishment of national forest reserves; and

WHEREAS, The Weeks Bill now pending in Congress provides for the purchase of forest lands on any watershed in the United States to be paid for by money received from existing national forest lands, at the rate of $1,000,000 for the next fiscal year and $2,000,000 yearly thereafter for nine years; and

WHEREAS, The said Weeks Bill provides for federal aid to those states which have an effective forest fire service;

Resolved, by the Senate, the House of Representatives concurring, That the Legislature of the State of New Hampshire hereby approves of all provisions tending to the establishment of national forest reserves in the White Mountain region, and federal aid for an effective forest fire service;

That the state will coöperate with the federal government in the accomplishment of the purposes proposed by said bill now pending in Congress and favors its early enactment;

That our senators and representatives in Congress be urged to favor said proposed legislation and use all honorable action thereon;

And that a copy hereof be sent to the Speaker of the House of Representatives and to each member of the New Hampshire congressional delegation.

On motion of Senator Sanborn, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 173, entitled An act to provide for the assessment and collection of a state tax for the year 1909, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading tomorrow morning at 11 o'clock.

On motion of Senator Calley, the rules were so far suspended that the bill was read a third time at the present time and passed.

TABLED.

The following entitled bill being in order for a third reading at the present time, on motion of Senator Chase was laid on the table:

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

THIRD READINGS.

The following entitled bill was read a third time and passed:

House Bill No. 59, An act in amendment of chapter 61, Session Laws of 1903, relating to the care and support of the dependent insane by the state.

The following entitled bill was read a third time and passed:

House Bill No. 119, An act in amendment of section 14, chapter 283 of the Public Statutes, relating to the Industrial School.

Senator Chase offered the following amendment to the title of the bill:

Amend the title by striking out the figures "283," and insert in the place thereof the figures "284," so that the title as amended shall read, "An act in amendment of section 14, chapter 284 of the Public Statutes, relating to the industrial school."

The amendment was adopted and the bill sent to the House of Representatives for concurrence in Senate amendments.

The following entitled bill was read a third time, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

On motion of Senator Calley, the Senate adjourned.

THURSDAY, FEBRUARY 18, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Hurd the rules were so far suspended that its further reading was dispensed with.

NOTICE OF RECONSIDERATION.

Senator Entwistle of District No. 24 gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the resolution of the minority of the Committee on the Judiciary, "that it is inexpedient to legislate," on the following entitled bill, "Senate Bill No. 10, An act for the better protection of no-license cities and towns against the illegal sale of liquor therein," was adopted.

Senator Rice of District No. 5 moved that the Senate reconsider the vote whereby the resolution of the minority of the Committee on the Judiciary, "that it is inexpedient to legislate," on the following entitled bill, "Senate Bill No. 10, An act for the better protection of no-license cities and

towns against the illegal sale of liquor therein," was adopted.

The President ruled that the motion offered by the Honorable Senator from District No. 5 was not in order, inasmuch as a motion of the same nature, offered by the Honorable Senator from District No. 24 was pending before the Senate.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

By Senator Chase, Petition of W. S. Baker and seven other citizens of Concord, praying for a repeal of the license law and the strengthening of the prohibitory law;

By Senator Martin, Petition of Alvin L. Parker and citizens of Jaffrey, and eleven other petitions of the same nature, praying for a repeal of the license law and the strengthening of the prohibitory law.

By Senator Parker, Petition of Albert Watson of Windham, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Senator Stahl, Petition of George M. McCurdy and citizens of Berlin, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

On motion of Senator Calley, it was voted that all petitions now on the Clerk's desk and all hereinafter presented, praying for the repeal of the license law and the strengthening of the prohibitory law be referred to the Committee on the Judiciary.

TABLED TO PRINT.

On motion of Senator Turner, the following entitled bill was recalled from the Committee on the Judiciary and laid upon the table to be printed, then to be recommitted to the Committee on the Judiciary:

Senate Bill No. 22, An act regulating the use of the cinematographs and other similar apparatus.

COMMITTEE REPORTS.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 161, entitled An Act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game;

House Bill No. 312, entitled An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game;"

House Bill No. 128, entitled An act prohibiting fishing through the ice on Pleasant Lake, New London;

House Bill No. 266, entitled An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish;

House Bill No. 80, entitled An act in amendment of chapter 114, the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee;"

House Bill No. 36, entitled An act regulating the use of purse seines in the waters of the Atlantic Ocean, having considered the same, reported the same without amendment and recommended their passage.

Senator Edgerly, for the Committee on Education, to whom was referred House Bill No. 70, entitled An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Education, to whom was referred House Bill No. 141, entitled An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord;

House Bill No. 23, entitled An act to establish the Penacook Union School District, having considered the same,

reported the same without amendment and recommended their passage.

Senator Bass, for the Committee on Education, to whom was referred House Bill No. 226, entitled An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim, for school purposes, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Edgerly, for the Committee on Education, to whom was referred Senate Bill No. 13, entitled An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill laid upon the table to be printed.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 525, entitled An act to protect the Grand Army of the Republic, benevolent, humane, fraternal, charitable or other organizations in the use of their names and emblems and providing penalties for the violation thereof, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 4 by inserting the word "willfully" after the word "person" in the first line, and substituting "ten" for "fifty" in the third line thereof, so that said section as amended shall read as follows:

"SECT. 4. Any person willfully violating the provisions of section 1 or 2 of this act shall be deemed guilty of a misdemeanor and upon conviction thereof fined not exceeding ten dollars or imprisoned in the county jail not exceeding thirty days, or both such fine and imprisonment."

The report was accepted, the amendment adopted and the

bill as amended ordered to a third reading this afternoon at 2 o'clock.

BILL FORWARDED.

The following entitled bill having been printed, was taken from the table and ordered to a third reading this afternoon at two o'clock:

House Bill No. 295 (in Senate new draft), An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians.

On motion of Senator Chase, the Committee on Revision of the Laws was excused for the remainder of the morning session.

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Bills Engrossed.

The following report of the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the folloiwng titles:

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company, of Concord, N. H."

House Bill No. 97, An act providing for the registration of resident hunters.

House Bill No. 49, An act to legalize the biennial election of the town of Temple, held November 3, 1908.

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission

of the college to the benefits of the "Carnegie Foundation for the Advancement of Teaching."

House Bill No. 174, An act to repeal all annual and standing appropriations.

House Bill No. 197, An act in relation to the issue of stock by the Underwriters' Fire Insurance Company.

JOHN F. EMERY,
For the Committee.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 401, entitled An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and sewers;"

House Bill No. 126, entitled An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading Tuesday morning next at 11 o'clock.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 23, An act to establish the Penacook School District.

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic Ocean.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 128, An act prohibiting fishing through the ice in Pleasant Lake, New London.

House Bill No. 141, An act to annex the homestead of

Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim for school purposes.

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907 for the better protection of lake trout, land-locked salmon and white fish.

House Bill No. 312, An act in amendment of section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

The following entitled House bill was read a third time by title, under a suspension of the rules, on motion of Senator Entwistle, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal, charitable and other organizations in the use of their names and emblems and providing penalties for the violation thereof.

The following entitled House bill in Senate new draft was read a third time by title, under a suspension of the rules on motion of Senator Entwistle, passed, and sent to the House of Representatives for concurrence:

House Bill No. 295, An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians.

LAID ON TABLE.

The following entitled bill was in order for a third reading at the present time:

House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game.

Senator Chase moved to lay the bill on the table.

The question being stated,

Shall the bill be laid on the table?

(Discussion ensued.)

The affirmative prevailed on a *viva voce* vote and the motion prevailed.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works.

The message further announced that the House of Representatives had concurred with the Senate in the amendment to the following entitled bill:

House Bill No. 390, An act abating the tax claimed by the state under chapter 40 of the Laws of 1905, and amendments thereto, on a certain legacy or devise under the will of Marilla M. Rines.

On motion of Senator Bass, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title:

House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works.

Senator Entwistle moved that the rules be so far suspended that the bill be read a third time by title at the present time and passed.

The question being stated,

Shall the rules be so suspended?

(Discussion ensued.)

On a *viva voce* vote the chair was in doubt and ordered a division.

A division being had, and eighteen senators having voted in the affirmative, and no senator having voted in the negative, the affirmative prevailed, the rules were suspended and the bill read a third time by title and passed.

On motion of Senator Hamlin, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 10.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Greer, the Senate adjourned.

FRIDAY, FEBRUARY 19, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Hamlin, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Calley, the Senate adjourned.

MONDAY, FEBRUARY 22, 1909.

The Senate met according to adjournment.

Senator Stahl having assumed the chair, read the following communication:

MANCHESTER, N. H., February 22, 1909.

Senator Stahl:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Chase, the Senate adjourned.

TUESDAY, FEBRUARY 23, 1909.

The Senate met according to adjournment.

The journal was read and approved.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary:

Presented by Senator Chase, Petition of Mrs. Hannah G. Hoitt and sixteen other citizens of Concord; of W. H. McFall and eighteen other citizens of Concord; of Oscar Davis and six other citizens of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Bass, Petition of Lillian C. Whitney and two other citizens of Milford; of Walter F. Whitney and three other citizens of Milford; of Flora L. Kimball and other citizens of Greenville; of Fred B. Kimball and other citizens of Greenville, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Turner, Petition of Mrs. Edith P. Grant and twenty-eight other citizens of Auburn; of Frank B. Coult and twenty-five other citizens of Auburn; of Noble Fiske and eight other citizens of Auburn; of Northwood W. C. T. U. and other citizens of Northwood; of W. C. T. U. and twenty-eight citizens of Bath; of Jonas Minot and seventeen citizens of Bath; of Dick E. Burns and thirty-nine citizens of Monroe; of Mrs. Willis S. Smith and fifty-three citizens of Monroe, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Martin, Petition of Fannie G. Locke and one hundred and one citizens of Hinsdale, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Rice, Petition of Mrs. Sylvia Gilman and citizens of Madison; of Sydney D. Gilman and

citizens of Madison; of Esther R. Chatterton and citizens of Acworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Hamlin, Petition of Esther R. Chatterton and nineteen other citizens of Acworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

COMMITTEE REPORTS.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 184, entitled An act in amendment of the charter of the City of Concord, having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 528, entitled An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

BILL FOWARDED.

The following entitled Senate Bill, having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes relating to the method of raising school money.

THIRD READINGS.

The following entitled bills were severally read a third time and passed:

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes entitled "Sidewalks and sewers."

TAKEN FROM TABLE AND PASSED.

On motion of Senator Chase the following entitled bill was taken from the table: House Bill No. 44, entitled An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

The bill being in order for a third reading, on motion of Senator Chase the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

TAKEN FROM TABLE AND RECOMMITTED.

On motion of Senator Chase the following entitled bill was taken from the table and considered:

House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes relating to fish and game.

The bill being in order for a third reading, on motion of Senator Emery was recommitted to Committee on Fisheries and Game.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills and joint resolutions with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters.

House Bill No. 421, An act in amendment of section 43, chapter 79, as amended by Laws of 1903, 1905, 1907, to protect the American osprey or fish hawk.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance company.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and property, where taxed."

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans.

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose inspection is necessary in the preparation for trial of any cause of action or on the trial of such cause.

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge village fire precinct to supply water for industrial purposes.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property.

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam lake.

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same."

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same.

House Bill No. 154, An act relating to legislative counsel and agents.

House Bill No. 325, An act in relation to slander and libel against a person deceased.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

House Bill No. 544, An act to change the name of Wheelwright pond in the town of Lee.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

The message also announced that the House of Representatievs has concurred with the Senate in the passage of the following bills:

Senate Bill No. 1, An act relating to incompatability of certain offices of school districts.

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term, school district.

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 119, An act in amendment of section 14, chapter 283 of the Public Statutes, relating to the Industrial School.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal, charitable or other organizations in the use of their names and emblems and providing penalties for the violation thereof.

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

READ AND REFERRED.

On motion of Senator Hurd the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Judiciary,

House Bill No. 325, An act in relation to slander and libel against a person deceased;

House Bill No. 154, An act relating to legislative counsel and agents;

House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages;

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire;

House Bill No. 81, An act authorizing and empowering the Hillsborough Bridge Fire Precinct to supply water for industrial purposes;

House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose

inspection is necessary in the preparation for trial of any cause of action or on the trial of such cause;

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines;

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes entitled "Persons and property, where taxed;"

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company.

To the Committee on Incorporations,

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property;

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

To the Committee on Public Improvements,

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same;

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and appropriate money for the same."

To the Committee on Agriculture,

House Bill No. 544, An act to change the name of Wheelwright pond in the town of Lee.

To the Committee on Railroads,

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston and Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston and Maine Railroad," passed February 28, 1901.

To the Committee on Revision of the Laws,

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property.

To the Committee on Public Health,

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title, "House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters."

On motion of Senator Entwistle, the rules were further suspended and the bill was read a third time by title and passed.

The following joint resolutions, sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

House Joint Resolution No. 36, Joint resolution providing a fish screen at the outlet of Squam Lake.

The following joint resolution, sent up from the House of Representatives, was read a first time. The second reading of the joint resolution having been commenced, on motion of Senator Hamlin, the rules were so far suspended that its further reading was dispensed with and the joint resolution referred to the Committee on Finance:

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the Governor and Council to expend funds in emergencies and providing for temporary loans.

Senator Wallace offered the following resolution:

Resolved, That until otherwise ordered, the Senate will meet at 11 o'clock in the forenoon and at 3 o'clock in the afternoon.

The question being stated,

Shall the resolution be adopted?

The negative prevailed on a *viva voce* vote and the resolution was declared lost.

On motion of Senator Leeman, the Senate adjourned.

AFTERNOON.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

By Senator Sanborn, Petition of Frank H. Lord and nineteen other men citizens of Hampton Falls; of Damey O. W. Barrett and twenty-nine women citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Senator Greer, Petition of Oliver P. Wilson and eight other citizens of Dunbarton, praying for the repeal of the license law and the strengthening of the prohibitory law.

COMMITTEE REPORTS.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 28, entitled An act relating to the salary of the solicitor of the county of Sullivan;

House Bill No. 170, entitled An act to establish the police court of Claremont, having considered the same, reported the same without amendment and recommended their passage.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 361, entitled An act authorizing the appointment of a committee to consider the advisability of reindexing and changing the records in the office of Hillsborough County registry of deeds, having

considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 227, entitled An act in addition to chapter 246 of the Public Statutes, relating to the landlord and tenant act, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and resolution adopted.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 349, entitled An act to incorporate the city of Claremont, having considered the same, reported the same with the following amendments and recommended its passage:

Amend section 49 by striking out the words "a legal" at the end of the second line thereof and inserting in the place of the same the words "the annual," and by inserting after the words "town meeting" in the second line the words "to be held in March, 1909;" also strike out the last sentence of the section and insert in the place thereof the following: "if at the meeting so held this act shall fail to be thus accepted, it may at the annual meeting in March, 1910, be again thus submitted," so that said section, as amended, shall read as follows:

"SECT. 49. The question of acceptance of this act may be submitted to the voters of said town at the annual town meeting to be held in March, 1909, at which meeting the polls shall be open from 8 o'clock in the forenoon to 7 o'clock in the afternoon and the vote shall be taken by ballot, in answer to the following question, 'Shall an act passed by the General Court in the year 1909, entitled "An act to incorporate the city of Claremont," be accepted?' and the affirmative votes of a majority of the voters present and voting thereon shall be required for its acceptance. If at the meeting so held this act shall fail to be thus

accepted, it may at the annual meeting in March, 1910, be again thus submitted."

Amend section 50 of said act by striking out the words, "but it shall not take effect," etc., to the end of the section, and substituting in the place thereof the words, "and the remainder of this act shall take effect if and when the same is accepted by the voters of the said town as provided in the preceding section. All acts and parts of acts that shall be in force and be inconsistent with this act when it takes effect so far as they may be applicable to said town or said city are hereby repealed," so that said section, as amended, shall read:

"SECT. 50. So much of this act as authorizes the submission of the question of its acceptance to the voters of said town shall take effect upon its passage and the remainder of this act shall take effect if and when the same is accepted by the voters of the said town as provided in the preceding section. All acts and parts of acts that shall be in force and be inconsistent with this act when it takes effect so far as they may be applicable to said town or said city are hereby repealed."

The report was accepted, amendments adopted and the bill as amended ordered to a third reading tomorrow at 11 o'clock.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 26, entitled An act to provide for the choice of assessors in the town of Claremont, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of said act by adding at the end thereof the following, "providing, however, that they shall not have authority to abate taxes under sections 12 and 13, chapter 59 of the Public Statutes, nor because of inability to pay the same, such authority to remain vested in the selectmen, notwithstanding anything contained in this act," so that said section, as amended, shall read as follows:

"SECTION 1. The town of Claremont is hereby authorized to choose a board of three assessors by ballot and by major vote, who shall perform all the duties relative to taking the inventory and the appraisal of property for taxes and in regard to the assessment and abatement of taxes and issuing warrants for the collection of the same, as are now or may hereafter be required by law of selectmen and assessors of towns, and shall have all the powers and be subject to the same liability in regard to those duties which selectmen and assessors in towns now or hereafter may have or be subject to in regard to the same, providing, however, that they shall not have authority to abate taxes under sections 12 and 13, chapter 59 of the Public Statutes, nor because of inability to pay the same, such authority to remain vested in the selectmen, notwithstanding anything contained in this act."

The report was accepted, amendment adopted, and the bill ordered to a third reading tomorrow morning at 11 o'clock.

On motion of Senator Hamlin, the rules were so far suspended that the bill was read a third time by title at the present time, passed and sent to the House of Representatives for concurrence in Senate amendment.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

On motion of Senator Entwistle, the Senate adjourned.

WEDNESDAY, FEBRUARY 24, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Hamlin, the rules were so far suspended that its further reading was dispensed with.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Chase, Petition of Dickerman & Company and ninety-nine other merchants and business men of the city of Concord, urging the passage of House Bill No. 168, providing for weekly payments.

Presented by Senator Rice, Petition of W. M. Sanborn and fifty-seven other citizens of Wakefield, of Mrs. Clara H. Sanborn and eighty other citizens of Wakefield, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Martin, Petition of Grace S. Conn and nineteen other citizens of Jaffrey, by George A. Adams and nine other citizens of Jaffrey, praying for the strengthening of the prohibitory law.

Presented by Senator Edgerly, Petition of Women's Christian Temperance Union and thirty-four other citizens of Campton, of Mrs. Mary B. Elliott and thirty-four other women citizens of Campton, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

COMMITTEE REPORTS.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term school district.

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

House Bill No. 119, An act in amendment of section 14, chapter 284 of the Public Statutes, relating to the Industrial School.

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903 and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan Lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations, in the use of their name or emblems, and providing penalties for the violation thereof.

House Bill No. 23, An act to establish the Penacook Union School District.

House Bill No. 527, An act for the adoption of a state flag.

House Bill No. 312, An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 390, An act abating the tax claimed by the state under chapter 40 of the Laws of 1905, and amendment thereto, on a certain legacy or devise under the will of Marilla M. Rines.

House Bill No. 59, An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane of the state.

House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic Ocean.

Senate Bill No. 1, An act relating to incompatibility of certain offices of school districts.

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters.

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and sewers."

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and

annex the same to the school district in the town of Antrim for school purposes.

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant Lake, New London.

House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 407, entitled An act to exempt from taxation the property of the Nashua Protestant Orphanage Association, of Nashua, New Hampshire, having considered the same, reported the same without amendment and recommended its passage.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 385, entitled An act to incorporate the Derryfield Mutual Fire Insurance Co., having considered the same, reported the same without amendment and recommended its passage.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 81, entitled An act authorizing and empowering Hillsborough Bridge Village fire precinct to supply water for industrial purposes, having considered the same, reported the same without amendment and recommended its passage.

Senator Sanborn, for the Committee on Railroads, to whom was referred House Bill No. 319, entitled An act to amend the charter of the Nashua and Hollis Electric Railroad Company and extending the time for the completion of the road, having considered the same, reported the same without amendment and recommended its passage.

Senator Clough, for the Committee on Public Improvements, to whom was referred House Bill No. 345, entitled An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves, and to appropriate

money for same," having considered the same, reported the same without amendment and recommended its passage.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 532, entitled An act in relation to probate bonds, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 538, entitled An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901, having considered the same, reported the same without amendment and recommended its passage.

Senator Martin, for the Committee on Public Improvements, to whom was referred House Bill No. 540, entitled An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for same, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 171, entitled An act creating a board of police commissioners for the town of Claremont, having considered the same, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 181, entitled An act providing for the liability for damages of owners or lessees of automobiles in certain cases, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 325, entitled An act in relation to slander and libel against a person deceased, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and resolution adopted.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 421, entitled An act in amendment to section 43, chapter 79, as amended by Laws of 1903, 1905, 1907, to protect the American osprey or fish hawk, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 157, entitled An act relating to the bonds of sheriffs, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the word "ten" in the second line and inserting in place thereof the word "twenty," so that said section, as amended, shall read:

"SECTION 1. That the bond of each sheriff shall be in a sum not to exceed twenty thousand dollars, and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 391, entitled An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire, and for charitable and educational purposes therein, from taxation,

having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by adding after the word "taxation" in the fifth line the following: "Nothing herein shall be construed to exempt from taxation railroads, savings banks, or other corporations in which the funds of said estate are now or may hereafter be invested or deposited, or to affect the distribution of taxes levied upon said corporations," so that said section, as amended, shall read:

"SECTION 1. That that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein is hereby exempted from taxation. Nothing herein shall be construed to exempt from taxation railroads, savings banks, or other corporations in which the funds of said estate are now or may hereafter be invested or deposited or to affect the distribution of taxes levied upon said corporations."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 213, entitled An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by substituting the following for said section:

"SECTION 1. That chapter 238 of the Public Statutes of New Hampshire be and the same is hereby repealed, with the exception of section 1 of said chapter, which section is amended by substituting 'superior' for 'supreme' in the first line, and striking out the word 'exclusive' at the end of the line, so that said section will read: 'The Superior Court shall have and entertain jurisdiction of applications

and other proceedings for the naturalization of aliens under any of the acts of Congress in relation thereto.''

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

NEW BILLS.

Senator Stahl, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time and referred to the Committee on Railroads:

''An act in relation to mileage books.''

Senator Turner, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time and referred to the Committee on the Juliciary:

''An act relating to the terms of the Superior Court in and for the county of Grafton and to abolish the judicial districts now existing in said county.''

On motion of Senator Turner, the bill was laid upon the table to be printed, then to be committed to the Committee on the Judiciary.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 28, An act in relation to the salary of the solicitor of the county of Sullivan.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of reindexing and changing the records in the office of Hillsborough County Registry of Deeds.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill was read a third

time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 349, An act to incorporate the city of Claremont.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills and a joint resolution with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

House Bill No. 543, An act for the assessment and collection of poll taxes.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

House Bill No. 7, An act in relation to the rate of taxation.

House Bill No. 271, An act prohibiting hunting from power boats.

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

House Bill No. 545, An act for the protection of ice in certain cases.

House Bill No. 550, An act in amendment of section 1 of chapter 62 of the Laws of 1828, being "An act to incorporate the town of Franklin," and to establish the boundary line between Franklin and Northfield.

The message further announced that the House of Representatives has concurred with the Senate in the amendment to the following entitled bill:

House Bill No. 44, entitled An act in amendment of section 6 of chapter 24 of the Laws of 1905, in relation to An act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

READ AND REFERRED.

On motion of Senator Greer, the rules were so far suspended that the following bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Fisheries and Game,

House Bill No. 545, An act for the protection of ice in certain cases;

House Bill No. 271, An act prohibiting hunting from power boats.

To the Committee on Towns and Parishes,

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

To the Committee on Finance,

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association;

House Bill No. 7, An act in relation to the rate of taxation;

House Bill No. 543, An act for the better assessment and collection of poll taxes.

To the Committee on the Judiciary,

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next

constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Fisheries and Game,

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic Lake.

On motion of Senator Greer, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title, House Bill No. 550, An act in amendment of section 1 of chapter 62 of the Laws of 1828, by an act entitled "An act to incorporate the town of Franklin," and to establish the boundary line between Franklin and Northfield.

Senator Sanborn requested a reading of the bill in full. The reading of the bill in full having been commenced, on motion of the same senator the further reading of the bill was dispensed with.

On motion of Senator Wallace, the rules were then further suspended, reference to committee dispensed with, and the bill read a third time by title and passed.

On motion of Senator Greer the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title, House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to assessors of taxes of the city of Portsmouth.

On motion of Senator Entwistle, the rules were further suspended, reference to committee dispensed with, and the bill read a third time by title and passed.

On motion of Senator Greer the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title, House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

On motion of Senator Edgerly, the rules were further suspended, reference to committee dispensed with, and the bill read a third time by title and passed.

BILLS RECALLED FROM COMMITTEE.

On motion of Senator Turner, the following entitled bills were recalled from the Committee on the Judiciary and referred to the Committee on Finance:

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and property, where taxed."

On motion of the same senator the following entitled bill was recalled from the Committee on Revision of the Laws and referred to the Committee on Finance:

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property.

On motion of Senator Calley, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association, of Nashua, New Hampshire.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same.

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad

in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same."

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village fire precinct to supply water for industrial purposes.

House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills were read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to Naturalization.

House Bill No. 157, An act relating to the bonds of sheriffs.

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

NEW BILL.

Senator Emery, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time and referred to the Committee on Fisheries and Game:

An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

On motion of Senator Hurd, the Senate adjourned.

THURSDAY, FEBRUARY 25, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Entwistle, the rules were so far suspended that its further reading was dispensed with.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Chase, Petition of Mary D. Whiteside and twenty-one other citizens of Suncook; petition of Thomas Whiteside and thirteen other citizens of Suncook, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Greer, Petition of the members of Smith Memorial Church and congregation of Hillsborough, praying for the repeal of the license law and the strengthening of the prohibitory law.

Presented by Senator Wallace, Petition of E. L. Cram and other merchants and business men of the city of Laconia, urging the passage of House Bill No. 168, providing for weekly payments.

Presented by Senator Turner, Petition of Mr. and Mrs. C. E. Eaton and twenty-one other citizens of North Haverhill, praying for the repeal of the license law and the strengthening of the prohibitory law.

To the Committee on Finance,

Presented by Senator Ahern, Petition of the Committee of the Manchester Central Labor Union and the legislative committee of the New Hampshire Federation of Labor, protesting against the passage of House Bill No. 543, providing for a uniform poll tax of three dollars.

BILL RECOMMITTED.

On motion of Senator Entwistle and pursuant to previous notice of February 18th, inst., the vote whereby the resolution "that it is inexpedient to legislate," reported by a minority of the Committee on the Judiciary on the following entitled bill, "Senate Bill No. 10, An act for the better protection of no-license cities and towns against the illegal sale of liquor therein," was adopted, was reconsidered.

The question being stated,

Shall the resolution reported by the minority of the committee be adopted?

The negative prevailed on a *viva voce* vote.

Senator Entwistle moved that the bill be recommitted to the Committee on the Judiciary.

The question being stated,

Shall the bill be recommitted?

(Discussion ensued.)

The affirmative prevailed on a *viva voce* vote and the bill was recommitted.

BILL RECALLED FROM GOVERNOR.

On motion of Senator Entwistle, the following resolution was adopted:

Resolved, That His Excellency, the Governor, be requested to return to the Senate the following entitled House Bill for purpose of amendment:

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

The foregoing bill having been returned by His Excellency, the Governor, it was moved by Senator Entwistle that the Senate reconsider the vote whereby the bill was passed.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of the same senator, the rules were so far suspended that the bill was placed back upon its second reading for purposes of amendment.

On motion of the same senator, the following amendment was adopted:

Amend section 2 of the bill by striking out the figures "1906" in the last line of said section and inserting in place thereof the figures "1909," so that said section as amended shall read:

"SECT. 2. Said board shall consist of three members, who shall be elected by the people each year at the annual municipal election held in December, beginning with the year 1909, and shall hold office each for the term of three years from the first day of January following said election, and until their respective successors are chosen and qualified. If a vacancy occurs, the city council shall fill it for the residue of the term, and the city council may remove any member of said board at any time for cause, after due hearing, or when the public good may require it, and the vacancy thus created shall be filled in the manner hereinbefore provided in case of vacancy. The present board of assessors shall continue in office as follows, subject to the terms of this act: John H. Yarwood, three years from January 1, 1909; Albert R. Jenkins, two years from January 1, 1909; Willis E. Underhill, one year from January 1, 1909."

The amendment was adopted on a *viva voce* vote and the bill ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Entwistle the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Turner, the Senate voted to take a recess of fifteen minutes.

(Recess.)

Having reassembled, Senator Calley, for the Committee on the Judiciary, to whom was referred Senate Bill No. 10, entitled "An act for the better protection of no-license cities and towns against the illegal sale of liquor therein," reported the same in a new draft and new title and recommended its passage.

The report was accepted and the bill in its new draft read a first and second time.

Senator Entwistle moved that the rules be so far suspended that printing of the bill be dispensed with and the bill be read a third time by title at the present time and passed.

The question being stated,

Shall the rules be so suspended?

(Discussion ensued.)

On the above question the President ordered a division, and eleven senators voting in the affirmative and ten senators voting in the negative, and less than two-thirds of those present having voted in the affirmative, the motion to suspend the rules was declared lost and the bill laid upon the table to be printed.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary, reported the same in a new draft and recommended its passage.

The report of the committee was accepted.

On motion of Senator Bass, the rules were so far suspended that the bill was read a first and second time by title and laid upon the table to be printed.

NEW BILL.

Senator Bass, for the Committee on Forestry, reported a bill with the following title and recommended its passage:

An act in amendment of chapter 98 of the Laws of 1901,

relating to the protection and preservation of ornamental and shade trees in the highway.

The report was accepted and the bill reported from the committee was read a first and second time and laid upon the table to be printed.

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 537, entitled An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property;

House Bill No. 539, entitled An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property, having considered the same, reported the same without amendment and recommended their passage.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 544, entitled An act to change the name of Wheelright pond, in the town of Lee, having considered the same, reported the same without amendment and recommended its passage.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 507, entitled An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Co.," relating to its capital stock and powers;

House Bill No. 202, entitled An act in amendment of section 18 of chapter 205 of title 28, "Courts and Their Officers," of the Public Statutes, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 519, entitled An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system

consisting of two courts,'' having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 150, entitled An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testator sor intestates, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS ENGROSSED.

The following report of the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

House Bill No. 349, An act to incorporate the city of Claremont.

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 550, An act in amendment of section 1 of chapter LXII of the Laws of 1828, being an act entitled ''An act to incorporate the town of Franklin,'' and to establish the boundary line between Franklin and Northfield.

House Bill No. 319, An act to amend the charter of the Nashua and Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of re-indexing

and changing the records in the office of Hillsborough registry of deeds.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company.

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village Fire Precinct to supply water for industrial purposes.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves, and to appropriate money for the same.

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same."

House Bill No. 242, An act fixing the terms of the Superior Court of Carroll County.

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

E. E. RICE,
For the Committee.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections."

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire.

House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company."

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

The message further announced that the House of Representatives has concurred with the Senate in the amendments to the following entitled bills:

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

House Bill No. 349, An act to incorporate the city of Claremont.

READ AND REFERRED.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Railroads,

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company;"

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

To the Committee on the Judiciary,

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops;

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections."

To the Committee on Incorporations,

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire.

On motion of Senator Parker, the Senate adjourned.

AFTERNOON.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Patch, Petition of G. H. Dunlap and thirty other citizens of Bennington, praying for the repeal of the license law and the strengthening of the prohibitory law; Petition of Henry W. Wilson and thirty-one other citizens of Bennington, praying for the repeal of the license law and the strengthening of the prohibitory law.

COMMITTEE REPORTS.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 161, entitled An act amending section 52, chapter 79 of the Public Statutes, relating to fish and game, having considered the same,

reported the same in new draft and new title and recommended its passage.

The report was accepted and the bill in its new draft read a first and second time and laid upon the table to be printed.

Senator Calley, for the Committee on the Judiciary, to whom was referred Senate Bill No. 21, entitled An act to create the office of state auditor, having considered the same, reported the same in a new draft and recommended its passage.

The report of the committee was accepted.

The first reading of the bill in its new draft having been commenced, on motion of Senator Bass, its further reading was dispensed with. The bill was then read a second time and laid upon the table to be printed.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 309, entitled An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association;

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam lake;

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House;

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolutions severally ordered to a third reading Tuesday morning next at eleven o'clock.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and Their Officers," of the Public Statutes.

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Company," relating to its capital stock and powers.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 544, An act to change the name of Wheelright pond, in the town of Lee.

On motion of Senator Adams, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 10.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Bass, the Senate adjourned.

FRIDAY, FEBRUARY 26, 1909.

The Senate met according to adjournment.

The reading of the Journal having been commenced, on motion of Senator Chase the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, MARCH 1, 1909.

The Senate met according to adjournment.

Senator Chase, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 1, 1909.

Senator Chase:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Hurd, the Senate adjourned.

TUESDAY, MARCH 2, 1909.

The Senate met according to adjournment.

PRESIDENT TEMPORARILY RELINQUISHES HIS OFFICE.

President Lord announced that owing to circumstances, he would be obliged to temporarily relinquish his office as President of the Senate.

ELECTION OF PRESIDENT PRO TEM.

On motion of Senator Rice, the following resolution was adopted:

Resolved, That the Senate do now proceed to choose a temporary presiding officer to act until the President shall resume the duties of his office in the Senate.

On motion of Senator Entwistle, it was unanimously voted that the clerk cast one ballot for Clarence I. Hurd of District No. 22, for President *pro tem.*

The clerk cast one ballot and Clarence I. Hurd having a majority of all the votes cast, was declared elected President *pro tem.*

President Lord requested Senators Rice and Entwistle to conduct the President *pro tem.* to the chair.

Upon assuming the chair, President *pro tem.* Hurd expressed his thanks for the compliment paid him in inviting

him to preside during the temporary absence of the President.

The journal of Monday, March 1st, was read and approved.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Chase, Petition of Max Waldecker and thirteen other citizens of Concord, N. H.;

Presented by Senator Stahl, Petition of the Free Baptist Sunday School of Whitefield, N. H.;

Presented by Senator Greer, Petition of Sarah P. Flanders and twenty-five other citizens of Warner, N. H.; Petition of P. T. Clough and eight other citizens of Warner, N. H.; Petition of Fred A. Sawyer and two hundred and nine other members of Grange No. 49, P. of H.;

Presented by Senator Martin, Petition of Charles R. Bair and five other citizens of Concord, N. H.; Petition of O. B. Chase and twenty-five women citizens of Concord, N. H.;

Presented by Senator Patten, Petition of C. S. Woodbury and twenty-six other citizens of Salem, N. H.;

Presented by Senator Hamlin, Petition of the W. C. T. U. and other citizens of North Charlestown, N. H.; Petition of C. T. Matthews and thirty-three other citizens of North Charlestown, N. H.;

Presented by Senator Sanborn, Petition of Mary J. Green and twenty-one other citizens of Hampton Falls, N. H.; Petition of Joseph B. Cram and eleven citizens of Hampton Falls.

Presented by Senator Turner, Petition of Mrs. Anna E. Rogers and twelve citizens of Haverhill, N. H.; Petition of Charles Page and seventeen citizens of Haverhill, N. H.;

Presented by Senator Patch, Petition of William McFife and twenty-four other members of the town of Greenland, N. H.; Petition of Miss Gertrude Chapman and forty-five other citizens of the town of Greenland, all the

above petitions praying for the repeal of the license law and the strengthening of the prohibitory law.

To the Committee on Finance,

Presented by Senator Patten, Petition of the Nashua Central Labor Union, protesting against the passage of House Bill No. 543, entitled "An act for the assessment and collection of poll taxes."

Presented by Senator Ahern, Petition of the Manchester Societies of the German-American Alliance, protesting against the passage of House Bill No. 543, entitled "An act for the assessment and collection of poll taxes."

COMMITTEE REPORTS.

Senator Hurd, for the Committee on Banks, to whom was referred House Bill No. 139, entitled An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks, having considered the same, reported the same without amendment and recommended its passage.

Senator Patch, for the Committee on Railroads, to whom was referred House Bill No. 410, entitled An act relative to the price at which railroad corporations shall offer new stock to their stockholders, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Patch, for the Committee on Railroads, to whom was referred Senate Bill No. 24, entitled An act in relation to mileage books, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of the bill by striking out all after the word "state" in the seventh line of said section and substituting in its place the following: "Provided that nothing in this act contained shall compel the issuance of such mileage books for transportation over the Mount Washington Railway, or between Bethlehem Junction and Bethle-

hem, Bethlehem Junction and the Profile House or between Fabyans and the base of Mount Washington," so that said section as amended shall read as follows:

"SECTION 1. All steam railroads operating a passenger service in this state which at the date of the passage of this act do not issue one thousand mile mileage books good for the transportation of the bearer over all their lines in this state, shall hereafter issue such books at the rate of two cents a mile, and keep them on sale at its ticket offices in this state, provided that nothing in this act contained shall compel the issuance of such mileage books for transportation over the Mount Washington Railway, or between Bethlehem Junction and Bethlehem, Bethlehem Junction and the Profile House, or between Fabyans and the base of Mount Washington."

The report was accepted, amendment adopted and the bill as amended laid upon the table to be printed.

BILLS FORWARDED.

The following entitled Senate bills having been printed, were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 15 (in new draft), An act to provide for the nomination of party candidates by direct primary.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in the highways.

Senate Bill No. 21, An act to create the office of state auditor.

The following entitled House Bill in Senate new draft and new title, having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

House Bill No. 161, An act in amendment of section 54, chapter 79, Session Laws of 1901, relating to fish and game.

The following entitled Senate bill, having been printed, was taken from the table and considered:

Senate Bill No. 10 (in new draft and new title), An

act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

The bill being on its second reading, Senator Chase offered the following amendment and moved its adoption:

Amend section 1 by striking out the portion thereof that is designated section 14 and substituting in its place the following:

"SECT. 14. No licensee under the act approved March 27, 1903, entitled 'An act to regulate the traffic in intoxicating liquor,' and the act in amendment thereof, approved March 9, 1905, shall fill an order for liquor—using the term in the broad sense that is given to it by section 1 of said acts—received, directly or indirectly, from a person other than a licensee, in a town in this state that has voted to have no license, or shall sell to any person in such town other than a licensee, either directly or through the agency of others, any liquor—using the term in the sense above indicated—to be delivered to a common carrier, expressman, truckman or other person for transportation or transmittal to the purchaser, whether such carrier, expressman, truckman or other person be the agent of the purchaser for receiving delivery, or not. Any licensee violating the provisions of this section shall forfeit his license and be punished by a fine of one hundred dollars."

On motion of Senator Chase, the bill with proposed amendment pending was laid upon the table and made a special order for Thursday morning next at 11.30 o'clock.

On motion of Senator Ahern, the above amendment proposed by Senator Chase was ordered printed.

THIRD READINGS.

The following entitled bill and joint resolutions were severally read a third time and passed:

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Reg-

iment of New Hampshire Volunteers, paying him three hundred and five and fifty-eight one hundredths dollars.

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam lake.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money to aid in the support of a hospital.

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire.

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled, "Taxation of railroads," etc.

The message further announced that the House of Rep-

resentatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

House Bill No. 213, to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization.

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

House Bill No. 157, An act relating to the bond of sheriffs.

READ AND REFERRED.

On motion of Senator Greer, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Judiciary,

House Bill No. 387, An act to authorize the city of Nashua to appropriate money in aid of and support of a hospital.

To the Committee on Public Health,

House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto.

To the Committee on Revision of the Laws,

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

To the Committee on Incorporation,

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire.

To the Committee on Finance,

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled, "Taxation of railroads," etc.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

On motion of Senator Entwistle, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

Under the foregoing motion of Senator Entwistle, the following entitled Senate bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in the highways.

Senate Bill No. 21, An act to create the office of state auditor.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate new draft and new title:

House Bill No. 161, in Senate new draft and new title, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

TABLED.

The following entitled Senate Bill being in order for a third reading at the present time, was, on motion of Senator Ahern, laid upon the table and made a special order for tomorrow morning at 11.10 o'clock.

Senate Bill No. 15 (in new draft), An act to provide for the nomination of party candidates by direct primary.

On motion of Senator Parker, the Senate adjourned.

WEDNESDAY, MARCH 3, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Hamlin the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Wallace, for the Committee on Fisheries and Game, to whom was referred House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled, "An act for the protection of clams," having considered the same, reported the same without amendment and recommended its passage.

Senator Patten, for the Committee on Judiciary, to whom was referred House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops;

House Bill No. 387, An act to authorize the City of Nashua to appropriate money to aid in the support of a hospital, having considered the same, reported the same without amendment and recommended their passage.

Senator Chase, for the Committee on Judiciary, to whom was referred House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of

1907, entitled, "An act to provide for the taxation of express companies";

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next Constitutional Convention as to the manner in which the membership of the House of Representatives can be reduced, having considered the same, reported the same without amendment and recommended their passage.

Senator Sanborn, for the Committee on Railroads, to whom was referred House Bill No. 323, An act authorizing street railway corporations to carry freight and express, having considered the same, reported the same without amendment and recommended its passage.

Senator Leeman, for the Committee on Fisheries and Game, to whom was referred House Bill No. 271, An act prohibiting hunting from power boats, having considered the same, reported the same without amendment and recommended its passage.

Senator Patch, for the Committee on Railroads, to whom was referred House Bill No. 265, An act in renewal and amendment of an act entitled, "An act to incorporate the Hampstead and Haverhill Street Railway Company," having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Judiciary, to whom was referred House Bill No. 154, An act relating to legislative counsel and agents, having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 70, Joint resolution providing for the state carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted, and the bills and joint reso-

lution severally ordered to a third reading this afternoon at 2 o'clock.

Senator Parker, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic Lake, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 396, An act to regulate the sale of agricultural seeds, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 4 of said bill by striking out all after the word "offence" in the eleventh line thereof, so that said section as amended shall read:

"SECT. 4. Whoever sells, offers or exposes for sale or for distribution, within this state, any agricultural seeds heretofore named in this act without complying with the requirements of sections 1 and 2, or whoever, with intention to deceive, wrongly marks or labels any lot of agricultural seeds including the seeds of cereals, grasses, forage plants, vegetables, garden plants and white pine trees, but not including those of other trees, shrubs and ornamental plants, as pertains to their percentage of purity and vitality, shall be punished by a fine not exceeding one hundred dollars for the first offense, and not exceeding two hundred dollars for each subsequent offense."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Edgerly, for the Committee on Public Health, to whom was referred House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream, having considered the same,

reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the words "one tenth" in the fourth line, and inserting in place thereof the words "one fifth," so that said section as amended shall read:

"SECTION 1. No person shall manufacture for sale, keep for sale, sell, exchange, barter or deal in ice cream which shall contain any substance other than milk, cream, eggs, sugar, some natural flavoring and not more than one fifth of one per cent of filler, or which shall contain less than 14 per cent butter fat."

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on Judiciary, to whom was referred Senate Bill No. 18, An act relating to persons and their counsel and other employees having business before the General Court, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Entwistle, for the Commiteee on Judiciary, to whom was referred Senate Bill No. 22, An act regulating the use of cinematographs and other similar apparatus, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Chase, for the Committee on Revision of Laws, to whom was referred House Bill No. 156, An act relating to the fees of deputy sheriffs, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Turner, for the Committee on Judiciary, to

whom was referred House Bill No. 185, An act to regulate the use of motor boats, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 19, An act relating to loans secured by lien on personal property, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

NEW BILL.

Senator Turner, for the Committee on the Judiciary, reported a bill with the following title, and recommended its passage: An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

The report was accepted and the bill reported from the committee read a first and second time and laid upon the table to be printed.

BILL FORWARDED.

The following entitled Senate bill having been printed was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 24, An act in relation to mileage books.

SPECIAL ORDER.

Senator Ahern called for the special order, it being Senate Bill No. 15 (in new draft), An act to provide for the nomination of party candidates by direct primary.

On motion of Senator Entwistle the rules were so far suspended that the bill was read a third time by title, and

The question being stated,

Shall the bill pass?

(Discussion ensued.)

Senator Sanborn demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative:

Senators Stahl, Turner, Calley, Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin, Bass, Leeman, Ahern, Parker, Patten, Hurd, Emery, Entwistle.

The following named senator voted in the negative:

Senator Sanborn.

Twenty-one senators having voted in the affirmative, and one senator having voted in the negative, the affirmative prevailed, and the bill was passed and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes, as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents."

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Joint Resolution No. 24, Joint Resolution for the

placing of buoys and removing obstructions to navigation in the Connecticut river.

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901 relating to investment of savings banks.

House Bill No. 442, An act to incorporate the Manchester Masonic Building Association.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court.

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

The message further announced that the House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, By the House of Representatives, the Senate concurring, that the Joint Standing Committee on State House and State House Yard be, and hereby is, instructed to inquire into the inability of the present caretakers or janitors to keep the interior of the state house clean and in proper order, and to report as soon as practicable the result of the investigations.

On motion of Senator Entwistle, the foregoing concurrent resolution sent up from the House of Representatives was laid upon the table.

READ AND REFERRED.

On motion of Senator Emery the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Judiciary,

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases;

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.;

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

To the Committee on Revision of the Laws,

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes as amended by chapter 67 of the Laws of 1901 and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents";

House Bill No. 366, An act to amend chapter 287 of the Public Statutes relating to transfers of cases from the Superior Court to the Supreme Court.

To the Committee on Public Health,

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

To the Committee on the School for Feeble-Minded,

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

To the Committee on Banks,

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relating to investment of savings banks.

The following joint resolution sent up from the House of Representatives was read a first and second time:

House Joint Resolution No. 24, Joint Resolution for the placing of buoys and the removal of obstructions to navigation in the Connecticut river.

On motion of Senator Hamlin the rules were so far suspended that reference to committee was dispensed with and the Joint Resolution read a third time and passed.

On motion of Senator Emery the rules were so far suspended that the following entitled House Bill sent up from the House of Representatives was read a first and second time by title:

House Bill No. 442, An act to incorporate the Manchester Masonic Building Association.

On motion of Senator Parker the rules were further suspended, reference to committee dispensed with and the bill read a third time by title and passed.

On motion of Senator Leeman the Senate adjourned.

AFTERNOON.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An act to provide for the taxation of express companies."

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money to aid in the support of a hospital.

House Bill No. 323, An act to authorize street railway corporations to carry freight and express.

House Bill No. 271, An act prohibiting hunting from power boats.

House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Railway Company."

House Bill No. 154, An act relating to legislative counsel and agents.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams."

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

On motion of Senator Entwistle, the rules were so far suspended that the following House Bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture or sale of ice cream.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

On motion of Senator Entwistle, the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 24, An act in relation to mileage books.

The following joint resolution was read a third time and passed:

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies, and providing for temporary loans.

On motion of Senator Emery, the Senate adjourned.

THURSDAY, MARCH 4, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Greer the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Entwistle, for the Committee on Finance, to whom was referred House Bill No. 7, An act in relation to the rate of taxation;

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines, having considered the same, reported the same without amendment and recommended their passage.

Senator Wallace, for the Committee on Finance, to whom was referred House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes entitled, "Persons and property, where taxed";

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of railroads," etc., having considered the same, reported the same without amendment and recommended their passage.

Senator Turner, for the Committee on Incorporations, to whom was referred House Bill No. 536, An act to incorporate Titigaw Tribe No. 38, Improved Order of Red Men, of Enfield, New Hampshire;

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire, having considered the same, reported the same without amendment and recommended their passage.

Senator Turner, for the Committee on Finance, to whom was referred House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children;

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances, having considered the same, reported the same without amendment and recommended their passage.

Senator Bass, for the Committee on Education, to whom was referred House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Commiteee on Revision of the Laws, to whom was referred House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries, having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a Constitutional Convention, having considered the same, reported the same without amendment and recommended its passage.

Senator Edgerly, for the Committee on Education, to whom was referred House Bill No. 155, An act in amendment of chapter 92, section 6 of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills and joint resolutions severally ordered to a third reading this afternoon at 2 o'clock.

Senator Edgerly, for the Committee on Towns and Parishes, to whom was referred House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the first section of said bill by inserting the name "Franklin A. Hill" after the word "Spalding" in the third line thereof, by substituting the word "four" for the word "five" in the fourteenth line thereof, by substituting "1910" for "1909" in the sixteenth line thereof, by omitting the words "for five years, two" in the nineteenth line thereof, by substituting the word "two" for the words "and one" in the twentieth line thereof, and by adding the following words after the word "years" in the twentieth line thereof, "and two for one year, from June, 1909," so that said section when amended shall read as follows:

"SECTION 1. Dr. Alfred K. Hills, Kimball Webster, Walter H. Marsh, J. H. LeGalle, Pearl H. Thomas, Charles W. Spalding, Franklin A. Hill and Justin E. Hill are hereby appointed and constituted a board of trustees, who shall have the sole care, superintendence and management of the property, expenditures, business, prudential affairs, and sale of lots in the cemetery located between Derry Road and Derry Lane in Hudson, together with any and all additions thereto; the term of office of two members of which board shall expire each year; and two members shall be elected by ballot, annually, in the month of June by the chairman of the board of selectmen of said town in convention with said board of trustees, by major vote, to hold their office for four years, retiring trustees having no vote therein, the first of which elections shall take place in June, 1910, and the term for which the members herein appointed shall hold their office shall be determined by lot, two to hold their office for four years, two for three years, two for two years, and two for one year, from June, 1909. The chairman of the board of selectmen of said town shall be *ex-officio* a member of said board; said trustees shall receive no compensation for their services as such; no person shall be eligible as such trustee who is not a taxpayer in said town and a lot owner in said cemetery. Said board shall meet annually on the first Monday in June for organization, and shall elect a chairman and secretary from their

own number, and four members shall constitute a quorum for the exercise of the powers and the performance of the duties of said board, but a less number may adjourn from day to day. Any vacancy occurring in said board by death, removal, resignation or otherwise, shall be filled by the chairman of the board of selectmen, in convention with said board of trustees, for the remainder of the term.''

The report was accepted and the amendment adopted.

On motion of Senator Martin, the rules were so far suspended that the bill was then read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment.

BILL FORWARDED.

The following entitled Senate bill, having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deecased dependent insane inmates of the hospital.

RECONSIDERATION OF VOTE.

Senator Chase moved to reconsider the vote whereby the resolution of the Committee on Revision of the Laws, ''that it is in expedient to legislate,'' on the following entitled bill, ''House Bill No. 156, An act relating to the fees of deputy sheriffs,'' was adopted.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Chase, the rules were so far suspended that the bill was recommitted to the Committee on Revision of the Laws for further consideration.

SPECIAL ORDER.

Senator Chase called for the special order, it being Senate Bill No. 10 (in new draft) An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory," and

The question being stated,

Shall the amendment offered by the Honorable Senator from District No. 10 be adopted?

(Discussion ensued.)

Senator Chase called for a division.

A division being had, eight senators voted in the affirmative and thirteen senators voted in the negative, the negative prevailed and the amendment was not adopted.

The question being stated,

Shall the bill be read a third time?

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time by title at the present time, passed and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

House Bill No. 479, An act to amend section 4 of chap-

ter 40 of the Public Statutes, relating to the power of towns.

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

House Bill No. 555, An act in relation to dividends of savings banks.

House Bill No. 455, An act in relation to obstruction in the aisles of places of public resort.

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

The message also announced that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

And that the House of Representatives refuses to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 6, An act punishing frauds in certain cases.

READ AND REFERRED.

On motion of Senator Hamlin, the rules were so far suspended that the following entitled bills sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on Judiciary,

House Bill No. 438, An act in relation to certain officials,

commissioners, trustees and other persons having control of public funds of the city of Manchester.

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed;

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth;

House Bill No. 455, An act in relation to obstructions in the aisles of places of public resort;

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

To the Committee on Banks,

House Bill No. 555, An act in relation to dividends of savings banks.

To the Committee on Revision of the Laws,

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns.

On motion of Senator Hamlin, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title:

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

On motion of Senator Edgerly, the rules were further suspended and the foregoing bill read a third time by title and passed.

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

On motion of Senator Greer, the Senate adjourned.

AFTERNOON.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association, in the town of Sandwich, New Hampshire.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and Property, Where Taxed."

House Bill No. 7, An act in relation to the rate of taxation.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of railroads," etc.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

NOTICE OF RECONSIDERATION.

Senator Entwistle of District No. 24 gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the following entitled bill, "Senate Bill No. 15 (in new draft), An act to provide for the nomination of party candidates by direct primary," was passed.

On motion of Senator Greer, the following resolution was adopted:

Resolved, That when the Senate adjourns it be to meet tomorrow at 9.30 a. m., and that when it then adjourns it be to meet Monday at 2 p. m., and when it then adjourns it be to meet Wednesday at 2 p. m.

On motion of Senator Hamlin, the Senate adjourned.

FRIDAY, MARCH 5, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Parker the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, MARCH 8, 1909.

The Senate met according to adjournment.

Senator Clough, having assumed the chair, read the following communication:

DOVER, N. H., March 8, 1909.

Senator Clough:

Please preside for me at today's session of the New Hampshire Senate and oblige.

CLARENCE I. HURD,
President Pro Tem.

The reading of the Journal having been commenced, on motion of Senator Chase the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

WEDNESDAY, MARCH 10, 1909.

(President Lord in the chair.)

The Senate met according to adjournment.

The journal was read and approved.

LEAVE OF ABSENCE.

On motion of Senator Rice, leave of absence was granted Senator Edgerly on account of illness.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Hurd, Petition of Carrie E. Kingsbury and thirty other citizens of Dover; petition of Charles F. Potter and two hundred and thirty-five citizens of Dover; petition of W. A. Morrill and ten other citizens of Dover; petition of Ella E. Emerson and W. C. T. U. of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law;

Presented by Senator Patten, Petition of Burton Crank-

shaw and other citizens of Nashua, praying for the repeal of the license law and the strengthening of the prohibitory law.

To the Committee on Finance,

Presented by Senator Ahern, Petition of Division No. 2, A. O. H., of Manchester; petition of Division No. 7, A. O. H., of Manchester, protesting against the passage of House Bill No. 543, entitled An act for the assessment and collection of poll taxes.

Presented by Senator Patten, Petition of the Cigar Makers' Union No. 269, of Nashua, protesting against the passage of House Bill No. 543, entitled An act for the assessment and collection of poll taxes.

COMMITTEE REPORTS.

Senator Rice, for the Committee on Revision of Laws, to whom was referred House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the power of towns;

House Bill No. 156, entitled An act relating to the fees of deputy sheriffs, having considered the same, reported the same without amendment and recommended their passage.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia Lake, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 267, entitled An act to regulate trolling, having considered the same, reported the same in new draft and recommended its passage.

The report was accepted and the bill in its new draft

read a first and second time and laid upon the table to be printed.

NEW BILL.

Senator Patten, for the Committee on State Hospital, reported a bill with the following title and recommended its passage:

An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons.

The report was accepted and the bill read a first and second time and laid upon the table to be printed.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 556, An act authorizing the city of Manchester to approrpiate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

House Bill No. 557, An act to amend section 7 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

House Bill No. 189, An act relating to fishing in Webster lake.

House Bill No. 286, An act to amend chapter 181 of the Public Statutes, relating to the adoption of children.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bills:

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

Senate Bill No. 9, An act in amendment of an act passed at the January Session, 1907, entitled "An act in reference to pawnbrokers."

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

The message further announced that the House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, That the House of Representatives, the Senate concurring, extend to the Hon. William H. Taft their most hearty congratulations and the wish that his administration may fully verify the expectations of the Ameriacn people and be crowned with widespread peace, happiness and prosperity.

On motion of Senator Patten, the Senate concurred with the House of Representatives in the passage of the foregoing concurrent resolution.

READ AND REFERRED.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 556, An act authorizing the city of Man-

chester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

To the Committee on Revision of the Laws,

House Bill No. 286, An act to amend chapter 181 of the Public Statutes, relating to the adoption of children;

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

To the Committee on Fisheries and Game,

House Bill 189, An act relating to fishing in Webster Lake in Franklin;

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

To the Committee on Roads, Bridges and Canals,

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

On motion of Senator Entwistle, the Senate adjourned.

THURSDAY, MARCH 11, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Greer the rules were so far suspended that its further reading was dispensed with.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Ahern, Petition of Bachelder Grange of Manchester, protesting against the passage of House Bill No. 543, An act for the assessment and collection of poll taxes.

To the Committee on the Judiciary,

Presented by Senator Patch, Petition of Ernest L. Baker and sixty-two citizens of Weare, praying for the repeal of the license law and the strengthening of the prohibitory law.

BILLS FORWARDED.

The following entitled Senate bill having been printed was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons.

The following entitled House bill in Senate new draft having been printed was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

House Bill No. 267, An act to regulate trolling.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns.

House Bill No. 156, An act relating to the fees of deputy sheriffs.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake.

COMMITTEE REPORTS.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital, in Plymouth;

House Bill No. 551, An act in amendment of the charter of the Coös & Essex Agricultural Society of Lancaster, N. H., having considered the same, reported the same without amendment and recommended their passage.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 306, entitled An act

providing for legal separation in cases in which a divorce might be decreed, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 455, An act in relation to obstruction in the aisles of places of public resort, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 195, entitled An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections," having considered the same, reported the same with the following amendment and recommended its passage:

Amend by inserting the following as section 2, and changing the number of the present section 2 to section 3:

"SECT. 2. The first paragraph of section 17 of said chapter is amended by striking out the word, 'shall erase or cancel the name of the candidate in such column for whom he refuses to vote, and,' contained in the ninth and tenth lines thereof; also by substituting for the word 'erased'—the sixth word in the seventeenth line,—the words, 'printed under the circle in which he has placed the cross (X);' also, by inserting after the word 'erased' —the tenth word in the seventeenth line—the words, 'or the voter's choice is indicated as above stated;' so that said paragraph as amended will read:

"SECT. 17. On receipt of his ballot, the voter shall forthwith, and without leaving the inclosed space, retire alone to one of the voting shelves or compartments, and shall prepare his ballot as follows: He may place a cross

(X) within the circle above the party name or designation, in which case his vote shall be counted for all the persons named in the column under such party or designation. In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he may vote for the candidate of his choice by marking a cross (X) in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted, and such ballot shall not be counted for the candidate for the same office whose name is printed under the circle in which he has placed the cross (X). Unless cancelled or erased, or the voter's choice is indicated as above stated, all names in the party columns under the circle marked by the voter shall be counted, to the exclusion of all others. One mark in the square opposite the names of candidates for electors of president and vice-president shall be counted as a vote for each. Provided, however, that a voter may omit to mark in any circle, and may vote for one or more candidates by marking a cross (X) in the square opposite the names, or he may insert the names of the candidates of his choice in the blank or right-hand column, and such votes shall be counted. In case of a question submitted to the vote of the people, the voter may mark in the appropriate square a cross (X) against the answer which he desires to give."

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have

examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Company," relating to its capital stock and powers.

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the City of Portsmouth.

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

House Bill No. 309, An act in amendment of chapter 259, of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 265, An act for the renewal and amendment of an act entitled "An act to incorporate the Hampstead & Haverhill Street Railway Company."

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men of Enfield, New Hampshire.

House Bill No. 82, An act to incorporate The North Sandwich Cemetery Association in the town of Sandwich, New Hampshire.

House Bill No. 442, An act to incorporate the Manchester Masonic Building Association.

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money in aid of and support of a hospital.

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization.

House Bill No. 157, An act relating to the bonds of sheriffs.

House Bill No. 202, An act in amendment of section 18 of chapter 205 of Title 28 "Courts and their officers" of the Public Statutes.

House Bill No. 544, An act to change the name of Wheelright Pond, in the town of Lee.

House Bill No. 295, An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians.

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this house.

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam Lake.

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes as amended by chapter 40,

session laws of 1895, and chapter 31, session laws of 1903, relating to instruction in the public schools.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

House Bill No. 154, An act relating to legislative counsel and agents.

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes relating to the method of raising school money.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

Senate Bill No. 9, An act in amendment of an act passed at the January Session, 1907, entitled "An act in reference to pawnbrokers."

House Joint Resolution No. 73, Joint Resolution in reference to a tax on legacies and inheritances.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads, and telegraph and telephone lines.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and property, where taxed."

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of railroads," etc.

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

House Bill No. 531, An act in amendment of section 11

of chapter 81 of the session laws of 1907, entitled "An act to provide for the taxation of express companies."

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Joint Resolution No. 24, Joint resolution in favor of placing buoys and removing obstructions to navigation in the Connecticut river.

House Bill No. 271, An act prohibiting hunting from power boats.

House Bill No. 7, An act in relation to the rate of taxation.

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907 entitled "An act for the protection of clams."

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled, "An act to require non-residents to procure a license to hunt."

JOHN F. EMERY,
For the Committee.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 160, An act in relation to the salary of the register of probate for Coös County.

House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest Lake in the town of Winchester.

House Bill No. 404, An act in amendment of section 7, chapter 261, Laws of 1893, entitled "An act to provide for the maintenance of a school, jointly by the school district of said Rochester and the town of Milton."

House Bill No. 562, An act to establish water-works in the town of Woodstock.

House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree."

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill:

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

(Senator Patch in the chair.)

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia;

House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree."

To the Committee on Towns and Parishes,

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough;

House Bill No. 562, An act to establish water-works in the town of Woodstock;

House Bill No. 93, An act to annex certain islands to the town of Pelham.

To the Committee on Finance,

House Bill No. 160, An act in relation to the salary of the register of probate of Coös County;

House Bill No. 429, An act in amendment of subdivision 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest.

To the Committee on Revision of the Laws,

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

To the Committee on Education,

House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of Rochester and the town of Milton."

The following joint resolution sent up from the House of Representatives was read a first and second time and referred:

To the Committee on Fisheries and Game,

House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake, in the town of Winchester.

(The President in the chair.)

On motion of Senator Bass, the Senate adjourned.

AFTERNOON.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 306, An act to provide for legal separation in cases in which a divorce might be decreed.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate Bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes relating to the commitment and support of insane persons.

On motion of Senator Entwistle, the rules were so far

suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897 entitled "An act in amendment of the Public Statutes relating to the manner of conducting caucuses and elections."

On motion of Senator Entwistle, the rules were so far suspended that the following entitled House bill in Senate new draft was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate new draft:

House Bill No. 267, An act to regulate trolling.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake;

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan, having considered the same, reported the same without amendment, and recommended their passage.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors, having considered the same, reported the same without amendment, and recommended its passage.

The reports were accepted and the bill and joint resolutions severally ordered to a third reading Tuesday morning next at 11 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to the transfers of cases from the Superior Court to the Supreme Court, having considered the same, reported the same with the following amendment, and recommended its passage:

Amend section 1 by striking out the following, from the 19th to the 28th lines thereof: "The trial justice may order the expenses and fees herein provided for paid by the county in case of the poverty of the party who would otherwise be required to pay the same, if in the opinion of the trial justice the case proposed to be transferred involves a substantial question of law and the party desiring the transfer is acting in good faith; but if in such cases the excepting party shall prevail, the superior court may order the other party to reimburse the county in respect to such expenses and fees."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading Tuesday morning next at 11 o'clock.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad, having considered the same, reported the same with the following amendment, and recommended its passage:

Amend section 2 by striking out the words "with the right to lease said railroad to any railroad with which it may connect," at the end of said section, and inserting in place thereof the words, "and no lease of said railroad shall be made," so that said section shall read:

"SECT. 2. Said corporation is authorized and empowered to locate, construct and maintain a railroad not exceeding six rods in width with the necessary additions for excavations and embankments, from a point in the town of Woodstock, near the sawmill owned by the Publishers' Paper Company and now operated by the Woodstock Lumber Company, on the westerly bank of the Pemigewasset River; thence northerly and easterly about one and three quarters miles in the town of Woodstock to a point on the westerly line of Thornton; thence northerly and easterly in the watershed of the Eastman Branch, so called, in the towns of Thornton, Livermore and Waterville, to some convenient point in said watershed in said town of Liver-

more or said town of Waterville, and no lease of said railroad shall be made."

Amend section 6 by inserting after the word "that" in the seventh line of said section the words "said railroad shall not be operated under the authority conferred by this act until," and by inserting after the word "state," in the eighth line of said section, the words "shall make and file in the office of the Secretary of State an instrument in writing agreeing that it," so that said section shall read:

"SECT. 6. This act shall be void as to any and all parts of said railroad not completed within two years from the passage of this act, and the authority hereby conferred to locate, construct and maintain said railroad and to operate the same shall cease and determine at the expiration of eight years from the passage of this act; and for the better protection of property, it is hereby provided that said railroad shall not be operated under the authority conferred by this act until the Woodstock Lumber Company, a corporation established under the General Laws of this state, shall make and file in the office of the Secretary of State an instrument in writing agreeing that it and its successors and assigns shall be liable for all damages to property from fire or otherwise which may be caused by the operation of said railroad under the authority conferred by this act, to the same extent as such liability is imposed by the laws of this state upon the proprietors of railroads."

The report was accepted, the amendments adopted and the bill as amended ordered to a third reading Tuesday morning next at 11 o'clock.

On motion of Senator Parker, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 9.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Rice, the Senate adjourned.

FRIDAY, MARCH 12, 1909.

The Senate met according to adjournment.

Senator Parker having assumed the chair, read the following communication:

Senator Parker:

Kindly preside for me at today's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

MANCHESTER, N. H., March 12, 1909.

The reading of the journal having been commenced, on motion of Senator Chase, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, MARCH 15, 1909.

The Senate met according to adjournment.

Senator Stahl having assumed the chair read the following communication:

MANCHESTER, N. H., March 15, 1909.

Senator Stahl:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Hurd the Senate adjourned.

TUESDAY, MARCH 16, 1909.

The Senate met according to adjournment.

The journal was read and approved.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Ahern, Petition of Concord Central Labor Union, protesting against the passage of House Bill No. 543, An act for the assessment and collection of poll taxes; Petition of Division No. 1, A. O. H., of Manchester, protesting against the passage of House Bill No. 543, An act for the assessment and collection of poll taxes; Presented by Senator Patten, Resolution of the mayor and city councils of Nashua, N. H., protesting abainst the passage of House Bill No. 543, An act for the assessment and collection of poll taxes; Presented by Senator Martin, Petition of Levi A. Fuler, and other citizens of Marlborough praying for the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.; Presented by Senator Patch, Petition of W. E. Cram and other citizens of Antrim, praying for the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.; Presented by Senator Calley, communication of Nathaniel S. Drake of Pittsfield; Petition of W. T. Laton and other citizens of Northwood, N. H.; Petition of H. A. Potter of Pittsfield, all urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.; Presented by Senator Edgerly, communication from George R. Drake, secretary of the New Hampshire State Grange, urging the passage of House Bill No. 429, exempting from taxation money loaned on

New Hampshire real estate at a rate of interest not exceeding four and one half per cent.

To the Committee on Judiciary,

Presented by Senator Sanborn, Petition of Mrs. Elwin Pevear and other women citizens of Hampton Falls, N. H.; Petition of E. Pevear and citizens of Hampton Falls; Petition of Lucy A. Marston and fifty other citizens of Hampton, all praying for the repeal of the license law and the strengthening of the prohibitory law; Presented by Senator Emery, Petition of George W. Benn and forty-three other citizens of Dover; Petition of Frank W. Sanders and twenty-eight other citizens of Madbury, all praying for the repeal of the license law and the strengthening of the prohibitory law.

On motion of Senator Calley the following resolution was adopted:

Resolved, That all petitions and communications relating to the matter of taxation, hereinafter presented, be referred to the Committee on Finance.

LEAVES OF ABSENCE.

Leave of absence was granted Senator Hamlin for the remainder of the week on account of illness.

Leave of absence was granted Senator Turner for the day on account of important business.

COMMITTEE REPORTS.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 189, An act relating to fishing in Webster Lake in Franklin;

House Bill No. 545, An act for the protection of ice in certain cases, having considered the same reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Emery, for the Committee on Fisheries and

Game, to whom was referred Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and bill laid upon the table to be printed.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake in the town of Winchester, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

NEW BILL.

Senator Sanborn, for the Committee on Agriculture, reported a bill with the following title and recommended its passage, An act in relation to telephones and installing the same.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

THIRD READINGS.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment:

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

House Bill No. 366, An act to amend chapter 287 of the Public Statutes relating to the transfer of cases from the Superior Court to the Supreme Court.

RECONSIDERATION OF VOTE.

Senator Entwistle moved to reconsider the vote whereby the following entitled bill, "House Bill No. 366, An act to amend chapter 287 of the Public Statutes relating to the transfer of cases from the Superior Court to the Supreme Court" was passed.

The question being stated,

Shall the vote be reconsidered?

(Discussion ensued.)

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Entwistle the rules were so far suspended that the foregoing bill was recommitted to the Committee on Revision of the Laws for further consideration.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 573, An act to amned chapter 202, Session Laws of 1893, entitled "An act in relation to the city

of Manchester establishing a board of police commissioners for said city."

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

House Bill No. 569, An act authorizing the town of Wilfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough.

House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes.

House Bill No. 357, An act in relation to the salaries of certain state officials.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Bill No. 183, An act to enable Union School District in the city of Keene to take certain land in said Keene for school purposes.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County convention of the House of Representatives of the 1907 session.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

House Bill No. 563, An act in amendment of chapter

79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicine.

The House of Representatives has concurred with the Senate in the passage of the following bill:

House Bill No. 161 in Senate new draft, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

The message also announced that the House of Representatives has refused to concur with the Senate in the passage of the following bill:

Senate Bill No. 8, An act relating to the use of highways by certain vehicles.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections."

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 21, An act to create the office of state auditor.

Strike out the word "people" in line 3 of section 5 and insert in place thereof the word "state."

Strike out in line 2 of section 9 the words "has been, or," and insert in line 3 of section 9, after the word "treasury," the following: "subsequent to the thirty-first day of August, 1909."

Strike out in line 3 of section 10 the word "December" and insert in place thereof the word "August."

Strike out in line 2 of section 11 the word "December" and insert in place thereof the word "August."

Strike out in line 8 of section 11 the word "thirty-first" and insert in place thereof the word "thirtieth."

Strike out in line 9 of section 11 the words "December biennially" and insert in place thereof the words "September annually."

On motion of Senator Hurd, the Senate voted to concur with the House of Representatives in its amendments to the foregoing Senate Bill.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

Amend said bill by striking out in lines six and thirteen the words "a registered physician" and substituting therefor the words "the local board of health," and by adding at the end of section 2 the words, "said board of health shall issue such certificate upon the advice of a registered physician approved by said board of health."

Insert after the word "vaccination," in line seven of the printed bill, the following sentence: "Said board of health shall issue such certificate upon the advice of a registered physician approved by said board of health."

On motion of Senator Chase the foregoing bill (Senate Bill No. 11) was committed to the Committee on Judiciary for consideration of House amendments.

READ AND REFERRED.

(Senator Sanborn in the chair.)

On motion of Senator Greer the rules were so far suspended that the following entitled bills, sent up from the

House of Representatives, were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County convention of the House of Representatives of the 1907 session.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County;

House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough;

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester, establishing a board of police commissioners for said city."

To the Committee on Fisheries and Game,

House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

To the Committee on Public Health,

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines;

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

To the Committee on Finance,

House Bill No. 357, An act in relation to the salaries of certain state officials;

House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes.

To the Committee on Revision of the Laws,

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

To the Committee on Education,

House Bill No. 183, An act to enable the Union School

District of the city of Keene to take the Coolidge lot in said Keene for school purposes;

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

To the Committee on Public Improvements,

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

The following joint resolutions sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

To the Committee on Fisheries and Game,

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Patridge lake.

(The President in the chair.)

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Hurd, for the Committee on Banks, to whom was referred House Bill No. 496, An act authorizing the payment of savings banks of deposits in two names, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of the bill by adding at the end thereof the following: "provided, however, that if one of the parties has deceased, and the bank officials have knowledge of the fact, payment shall not be made to the survivor, until the state treasurer has certified that no taxes are due the state under the provisions of chapter 40 of the Laws of

1905 and amendments thereto, on account of the interest of said decedent in said deposit, or that all taxes thus due have been paid,'' so that said section as amended shall read:

''SECTION 1. When a deposit has been made, or shall hereafter be made in any savings bank transacting business in this state in the names of two persons, payable to either, or payable to either or the survivor, such deposit, or any part thereof, or any interest or dividend therein, may be paid to either of said persons, whether the other be living or not; and the receipt or acquittance of the person so paid shall be a valid and sufficient release and discharge to the bank for any payment so made; provided, however, that if one of the parties has deceased, and the bank officials have knowledge of the fact, payment shall not be made to the survivor, until the state treasurer has certified that no taxes are due the state under the provisions of chapter 40 of the Laws of 1905 and amendments thereto, on account of the interest of said decedent in said deposit, or that all taxes due have been paid.''

The report was accepted, amendment adopted and the bill as amended ordered to a third reading tomorrow at 11 o'clock.

Senator Emery, for the Committee on Towns and Parishes, to whom was referred House Bill No. 546, An act authorizing towns to raise money for patriotic observances;

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough;

House Bill No. 562, An act to establish water works in the town of Woodstock, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Emery, for the Committee on Towns and Parishes, to whom was referred House Bill No. 93, An act to annex certain islands to the town of Pelham, having con-

sidered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

THIRD READINGS.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 545, An act for the protection of ice in certain cases.

House Bill No. 189, An act relating to fishing in Webster lake in Franklin.

On motion of Senator Sanborn, the Senate adjourned.

WEDNESDAY, MARCH 17, 1909.

The Senate met according to adjournment. The reading of the journal having been commenced, on motion of Senator Sanborn, the rules were so far suspended that its further reading was dispensed with.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Rice, Petition of H. W. George and other citizens of Barnstead, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one-half per cent.

To the Committee on Forestry,

Presented by Senator Bass, Petition of George G. Blanchard and residents of Wilton, urging favorable action by the Senate upon all measures which have forest protection in view.

RECONSIDERATION OF VOTE.

Senator Emery moved to reconsider the vote whereby the resolution of the Committee on Towns and Parishes, "that it is inexpedient to legislate," on the following entitled bill, "House Bill No. 93, An act to annex certain islands to the town of Pelham," was adopted.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Emery, the foregoing bill was recommitted to the Committee on Towns and Parishes for further consideration.

COMMITTEE REPORTS.

Senator Entwistle, for the Committee on Public Improvements, to whom was referred House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes, as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents," having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings, having considered the same, reported the same with the following amendment and recommended its passage:

Amend by substituting the following for section 1:

"SECTION 1. Section 7 of chapter 116 of the Public Statutes is amended so as to read: The outer doors and doors of passages leading outward, of churches hereafter built or rebuilt, schoolhouses containing more than two school rooms and halls and other buildings used for public gatherings, shall open outward; and it shall be the duty of the selectmen of towns to see that these provisions are complied with, and to prosecute persons who neglect to do so."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 286, An act to amend chapter 181 of the Public Statutes relating to the adoption of children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed.

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns.

House Bill No. 156, An act relating to the fees of deputy sheriffs.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton to Joe Sylvia lake.

House Bill No. 551, An act in amendment of the charter

of the Coös & Essex Agricultural Society, of Lancaster, N. H.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

House Bill No. 161, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

House Bill No. 99, An act creating a board of trustees for the public cemetery in Hudson.

JOHN F. EMERY,
For the Committee.

BILLS FORWARDED.

The following entitled Senate bills having been printed were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

Senate Bill No. 30, An act in relation to telephones and installing the same.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 546, An act authoriizng towns to raise money for patriotic observances.

House Bill No. 562, An act to establish water works in the town of Woodstock.

Agreeably to foregoing motion of Senator Entwistle, the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 496, An act authorizing the payment by savings banks of deposits made in two names.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moths.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont known as Claremont General Hospital.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County commissioners," as amended by chapter 112 of the Laws of 1903.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

The message also announced that the House of Representatives had passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, That a joint special committee, of two senators and three representatives, be appointed, whose duty it shall be to gather, arrange and put in proper condition for preservation and permanent exhibition the war portraits of eminent sons of New Hampshire, together with such flags, trophies and martial souvenirs as may now be stored in the state house.

The Speaker has named as members of such committee

on the part of the House Messrs. Buffum of Winchester, Rand of Chester and Poore of Raymond.

On motion of Senator Emery, the Senate voted to concur with the House of Representatives in the passage of the foregoing resolution, and the President named as members of such committee on the part of the Senate, Senators Edgerly and Greer.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

Amend section 1 by substituting the word "accept" in place of the word "receive" in line 5, and substituting the word "accepting" in place of the word "receiving" in line 19.

Further amend section 1 by substituting after the word "state" in line 11, a semicolon in place of the comma and insert the following:

"or if any licensee shall fill an order for liquor, to be sent to any person, other than a holder of a license of the first, fifth or sixth class, in a no-license city or town in this state, to be delivered to a common carrier, expressman, truckman or other person for transportation to the purchaser, whether such carrier or other person be the agent of the purchaser for receiving delivery or not."

Further amend by inserting after the word "committed," in line 18, the following:

"and any licensee filling such order shall be deemed guilty of violating the provisions and conditions of his license and shall be so dealt with by the State Board of License Commissioners."

So that said section 1 as amended shall read:

SECTION 1. Chapter 117 of the Laws of 1905 is hereby amended by adding the following new sections to said chapter:

"SECT. 14. If any person, partnership or corporation shall seek, solicit, accept, or transmit in any no-license city or town in this state an order for liquor from any person (the word 'liquor' being meant to include its meaning as used in chapter 49 of the Session Laws of 1905) to be furnished or procured at any other place, to be delivered to any place in any no-license city or town in this state; or if any licensee shall fill an order for liquor, to be sent to any person, other than a holder of a license of the first, fifth or sixth class, in a no-license city or town in this state, to be delivered to a common carrier, expressman, truckman or other person for transportation to the purchaser, whether such carrier or other person be the agent of the purchaser for receiving delivery or not, such person, partnership or corporation shall be punished for each offense by a fine of one hundred dollars ($100), and if it be a person he shall be imprisoned not exceeding ninety days, and if it be a corporation its charter may be revoked upon petition to the Superior Court by the attorney-general of the state, or the solicitor of the county in which the offense was committed; and any licensee filling such order shall be deemed guilty of violating the provisions and conditions of his license, and shall be so dealt with by the State Board of License Commissioners, *provided, however,* that nothing herein shall prevent the seeking, soliciting, accepting or transmitting of orders in the regular course of business from those who are legally authorized to sell liquor in said no-license cities and towns.

"SECT. 15. It shall be the duty of the State Board of License Commissioners to enforce, or cause to be enforced, the provisions of section 14 of this act, and it shall be the duty of said board to prosecute, or cause to be prosecuted, violations of the same."

SECT. 2. This act shall take effect upon its passage, and

all acts or parts of acts inconsistent with this act are hereby repealed.

LAID ON THE TABLE.

On motion of Senator Rice, the following entitled Senate bill with House amendments pending, seent up from the House of Representatives, was laid upon the table:

Senate Bill No. 10, An act in amendment of chapter 117 of the laws of 1905, entitled, "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

READ AND REFERRED.

(Senator Ahern in the chair.)

On motion of Senator Leeman, the rules were so far suspended that the following entitled bills, sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on Revision of the Laws,

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as Claremont General Hospital;

House Bill No. 458, An Act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

To the Committee on Towns and Parishes,

House Bill No. 575, An Act to authorize towns to make by-laws respecting the use of motor boats.

To the Committee on the Judiciary,

House Bill No. 578, An Act in amendment of section 20 of chapter 27 of the Public Statutes, entitled, "County commissioners," as amended by chapter 112 of the Laws of 1903.

The following joint resolution, sent up from the House of Representatives, was read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moths.

(The President in the chair.)

On motion of Senator Parker, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Wallace, for the Committee on Finance, to whom was referred House Bill No. 357, An act in relation to the salaries of certain state officials; House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways, having considered the same, reported the same without amendment and recommended their passage.

Senator Emery for the Committee on Towns and Parishes, to whom was recommitted House Bill No. 93, An act to annex certain islands to the town of Pelham, having further considered the same, reported the same without amendment and recommended its passage.

Senator Rice for the Committee on Education, to whom was referred House Bill No. 404, An act in amendment of section 7, chapter 261, Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of said Rochester and the town of Milton," having considered the same reported the same without amendment and recommended its passage.

Senator Bass for the Committee on Revision of the Laws, to whom was referred House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc., having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 572, An Act authorizing the town of Amherst to appropriate a sum not exceed-

ing three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst, having considered the same reported the same without amendment and recommended its passage.

The reports were accepted and the bills and joint resolution severally ordered to a third reading to-morrow morning at 11 o'clock.

Senator Wallace, for the Committee on Finance, to whom was referred House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes, having considered the same, reported the same without amendment and recommended its passage.

The report of the committee was accepted.

On motion of Senator Patten, the rules were so far suspended that the bill was made in order for a third reading and final passage at the present time. The third reading of the bill having commenced, on motion of Senator Bass, the rules were so far suspended that its further reading was dispensed with and the bill passed.

NEW BILLS.

Senator Emery, for the Committee on Towns and Parishes, reported a bill with the following title and recommended its passage:

An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town.

The report of the committee was accepted and the bill read a first and second time. On motion of Senator Patch the rules were so far suspended that the bill was read a third time, passed and sent to the House of Representatives for concurrence.

Senator Edgerly, for the Committee on Education, reported a bill with the following title and recommended its passage:

An act ratifying the acts of towns and school districts at their annual meetings for 1909 in raising and appropriating money for school purposes.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Rice, for the Committee on Education, reported a bill with the following title and recommended its passage:

An act in amendment of section 12, chapter 90 of the Public Statutes, relating to the officers of school districts.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Entwistle, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced a bill with the following title:

An act to legalize the action of the town of Hooksett at a special meeting holden on the third day of November, 1907, exempting the hotel property of William H. Hurd from taxation.

The bill was read a first and second time and referred to the Committee on Finance.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes, as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents."

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bills were sev-

erally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 26, An act in amendment of section 63 of chapter 79, Laws of 1901, relating to the catching of smelt.

Senate Bill No. 30, An act in relation to telephones and installing the same.

Agreeably to the foregoing motion of Senator Entwistle, the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

On motion of Senator Greer the Senate adjourned.

THURSDAY, MARCH 18, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Greer the rules were so far suspended that its further reading was dispensed with.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Turner, Petition of Samuel C. Marden and other citizens of Chichester; Petition of David L. Goodwin and other citizens of Wentworth; Petition of E. A. Lane and other citizens of Pittsfield; Petition of H. P. Underhill and other citizens of Piermont; Petition of C. A. Gilbert and other citizens of Lyme, all urging the passage of House Bill No. 429, An act exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent; Presented by Senator Hurd, Petition of James A. Bick-

ford and other citizens of Northwood, urging the passage of House Bill No. 429, An act exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.

To the Committee on the Judiciary,

Presented by Senator Leeman, Petition of Frank D. Baker and other citizens of Pittsfield, New Hampshire, praying for the repeal of the license law and the strengthening of the prohibitory law; Presented by Senator Greer, Petition of James G. Rice and other citizens of Hopkinton, praying for the repeal of the license law and the strengthening of the prohibitory law.

COMMITTEE REPORTS.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County;

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County Convention of the House of Representatives of the 1907 session:

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester, establishing a board of police commissioners for said city," having considered the same, reported the same without amendment and recommended their passage.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 116, An act relating to the salary of the solicitor of the County of Hillsborough;

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County Commissioners" as amended by chapter 112 of the Laws of 1903, having considered the same, reported the same without amendment and recommended their passage.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 238, An act to pro-

hibit payment of brokerage of insurance in certain cases, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont known as the Claremont General Hospital, having considered the same, reported the same without amendment and recommended its passage.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the title of the bill by striking out at the end the word "Derryfield" and inserting in place thereof the word "Manchester," so that said title as amended shall read:

An act authorizing the city of Manchester to appropri-

ate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Manchester.

Also amend section 1 of said bill by striking out the word "Derryfield" in the fourth line thereof, and substituting therefor the word "Manchester," so that said section as amended shall read:

"SECTION 1. The city of Manchester is hereby authorized to appropriate a sum not exceeding two thousand dollars, for the purpose of celebrating the one hundredth anniversary of the incorporation of the town of Manchester."

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree," having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 413, An act to amend chapter 35, Session Laws 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs," having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS ENGROSSED.

The following reports from the Committee on Engrossed Bills were read and accepted:

The Committee on Engrossed Bills report that they have examined and found property. engrossed bills and joint resolutions with the following titles:

Senate Bill No. 21, An act to create the office of state auditor.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

House Joint Resolution No. 14, in favor of Thomas F. Riordan.

House Bill No. 545, An act for the protection of ice in certain cases.

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

House Bill No. 189, An act relating to fishing in Webster lake in Franklin.

E. E. RICE,
For the Committee.

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills with the following titles:

House Bill No. 250, An act authorizing the Keene Gas and Electric Company to increase its capital stock and for other purposes.

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents."

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

JOHN F. EMERY,
For the Committee.

BILLS FORWARDED.

The following entitled Senate bills having been printed were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 32, An act ratifying the acts of towns and school districts at their annual meetings for 1909, in raising and appropriating money for school purposes.

Senate Bill No. 33, An act in amendment of section 12, chapter 90 of the Public Statutes, relating to the officers of school districts.

THIRD READINGS.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 357, An act in relation to the salaries of certain state officers.

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by a school district of Rochester and the town of Milton."

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bil No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

The folowing joint resolution was read a third time and passed:

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

NEW BILL.

Senator Ahern, under a suspension of the rules (sixteen senators having actually voted in favor thereof), introduced a bill with the following title, which was read a first and second time and referred to the Committee on Fisheries and Game, An act for the protection of clams.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1889, making the first day of January a legal holiday.

House Bill No. 597, An act to legalize the proceedings of towns for year 1909, appropriating money for school purposes.

READ AND REFERRED.

The following entitled bills sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 597, An act to legalize the proceedings of towns for year 1909, appropriating money for school purposes;

House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday.

BILL RECOMMITTED.

The following entitled Senate bill being in order for third reading this afternoon, was, on motion of Senator

Chase, recommitted to the Committee on the Judiciary for further consideration:

Senate Bill No. 32, An act ratifying the acts of towns and school districts at their annual meetings for 1909, in raising and appropriating money for school purposes.

On motion of Senator Calley the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of November, 1907, exempting the hotel property of William H. Hurd from taxation, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and on motion of Senator Hurd the rules were so far suspended that the bill was read a third time at the present time, passed and sent to the House of Representatives for concurrence.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County commissioners," as amended by chapter 112 of the Laws of 1903.

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as Claremont General Hospital.

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester, establishing a board of police commissioners for said city."

House Bill No. 571, An act to ratify and validate the action of the Hillsborough county convention of the House of Representatives of the 1907 session.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough.

Agreeably to foregoing motion of Senator Entwistle, the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 33, An act in amendment of section 12, chapter 90 of the Public Statutes, relating to the officers of school districts.

On motion of Senator Adams, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 9.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Emery, the Senate adjourned.

FRIDAY, MARCH 19, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Parker, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, MARCH 22, 1909.

The Senate met according to adjournment.

Senator Martin, having assumed the chair, read the following communication:

MANCHESTER, N. H., March 22, 1909.

Senator Martin:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Stahl, the Senate adjourned.

TUESDAY, MARCH 23, 1909.

The Senate met according to adjournment.

The Journal was read and approved.

LEAVE OF ABSENCE.

Leave of absence was granted Senator Hamlin for the remainder of the week on account of illness.

COMMITTEE REPORTS.

Senator Turner, for the Committee on the Judiciary, to whom was referred Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to

scholars,'' with House amendments pending, having considered the same, reported the same with the following resolution:

Resolved, That the Senate concur with the House of Representatives in its amendments to the aforesaid bill.

The report was accepted and on motion of Senator Chase the resolution of the committee recommending concurrence with the House of Representatives in its amendments was adopted.

Senator Entwistle, for the Committee on Finance, to whom was referred House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property, having considered the same, reported the same without amendment and recommended its passage.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia, having considered the same, reported the same without amendment and recommended its passage.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 597, An act to legalize the proceedings of towns for year 1909 appropriating money for school purposes, having considered the same reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Chase, for the Committee on the Judiciary, to whom was referred Senate Bill No. 32, An act ratifying the acts of towns and school districts at their annual meetings for 1909, in raising and appropriating money for school purposes, having considered the same reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred Senate Bill No. 14, An act relating to the publicity of primary and election contributions and expenditures, having considered the same reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 438, An act in relation to city officials, commissioners, trustees, and other persons having control of the public funds of the city of Manchester, having considered the same reported the same with the following amendment and recommended its passage:

Amend said bill by striking out section 1 and inserting in place thereof the following:

"SECTION 1. No city official, commissioner, trustee or other person having control of any public funds appropriated by the common council of the city of Manchester shall use any part of such funds for any purpose outside of the general business of the department in the control of said city official, commissioner, trustee or other person, excepting such sums as may be expended for new work or repairs to be charged to private individuals, firms or corporations and for which said city is to be reimbursed by said private individuals, firms or corporations, or shall expend any money or make any contract or bargain or in any way bind the city of Manchester in excess of the total amount voted and appropriated by the common council for the general department over which said city official, commissioner, trustee or other person has control."

The report was accepted and the amendment adopted.

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time by title and passed.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and a joint resolution with the following titles:

House Bill No. 562, An act to establish water works in the town of Woodstock.

House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of Rochester and the town of Milton."

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 116, An act relating to the salary of the solicitor of the County of Hillsborough.

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as the Claremont General Hospital.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

House Bill No. 357, An act in relation to the salaries of certain state officials.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County

commissioners,'' as amended by chapter 112 of the Laws of 1903.

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County Convention of the House of Representatives of the 1907 session.

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled ''An act in relation to the City of Manchester, establishing a board of police commissioners for said city.''

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

E. E. RICE,
For the Committee.

NEW BILLS.

Senator Hurd, under a suspension of the rules (sixteen senators having actually voted in favor thereof), introduced a bill with the following title, which was read a first and second time and referred to the Committee on Incorporations:

An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise, the property and franchises of the North Shore Water Company.

Senator Leeman, under a suspension of the rules (sixteen senators having actually voted in favor thereof), introduced a bill with the following title, which was read a first and second time and referred to the Committee on Fisheries and Game:

An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to fish and game.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 535, An act to incorporate the Knights of King Solomon.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

The message further announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill:

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

READ AND REFERRED.

(Senator Rice in the chair.)

On motion of Senator Ahern, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Revision of the Laws,

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

To the Committee on Fisheries and Game,

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

To the Committee on Incorporations,

House Bill No. 535, An act to incorporate the Knights of King Solomon.

To the Committee on Military Affairs,

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Edgerly, Petition of Arthur D. Rollins and other citizens of Alton, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent; Presented by Senator Greer, on request of Senator Hamlin, Petition of John M. Burns and other citizens of Claremont, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.

(The President in the chair.)

On motion of Senator Bass, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and

brown-tail moth, having considered the same, reported the same without amendment and recommended its passage.

Senator Chase, for the Committee on Revision of the Laws, to whom was recommitted House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court, having further considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bill and joint resolution severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Clough, for the Committee on Banks, to whom was referred House Bill No. 398, An act relating to the investment of savings banks, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 45, An act to sever certain territory from th town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property.

House Bill No. 597, An act to legalize the proceedings of towns for the year 1909, appropriating money for school purposes.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

READ AND REFERRED.

On motion of Senator Ahern, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred:

To the Committee on Finance,

House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

On motion of Senator Calley, the Senate adjourned.

WEDNESDAY, MARCH 24, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Emery the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Wallace, for the Committee on Finance, to whom was referred House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest, having considered the same, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and

The question being stated,

Shall the resolution of the committee, "that it is inexpedient to legislate," be adopted?

On the above question, Senator Edgerly demanded the yeas and nays.

Senator Chase moved that the bill together with the report and resolution of the committee (with the demand for the yeas and nays pending), be laid upon the table and made a special order for Tuesday, March 30, at 11.15 o'clock a. m.

The question being stated,

Shall the bill together with the report and resolution of the committee be laid upon the table and made a special order for Tuesday, March 30, at 11.15 o'clock a. m.?

On a *viva voce* vote, the President being in doubt, ordered a division.

A division being had, and eleven senators having voted in the affirmative, and four senators having voted in the negative, the affirmative prevailed and the motion of the Honorable Senator from District No. 10 prevailed.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game;

House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to the open season on deer;

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt, having considered the same, reported the same without amendment and recommended their passage.

Senator Emery, for the Committee on Towns and Parishes, to whom was referred House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909, having considered the same, reported the same without amendment and recommended its passage.

Senator Bass, for the Committee on Education, to whom was referred House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Education, to whom was referred House Bill No. 183, An act to enable the Union School District in the City of Keene to take certain land in said Keene for school purposes, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill laid upon the table to be printed.

NEW BILLS.

Senator Emery, for the Committee on Fisheries and Game, reported a bill with the following title and recommended its passage, "An act to prevent the pollution of the Warner river."

The report was accepted and the bill read a first and second time.

The question being stated,
Shall the bill be read a third time?

(Discussion ensued.)

On motion of Senator Chase, the bill was committed to the Committee on Fisheries and Game for further consideration.

Senator Edgerly, for the Committee on Education, reported a bill with the following title and recommended its passage, "An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts."

The report was accepted and the bill read a first and second time and laid upon the table to be printed.

THIRD READINGS.

The following joint resolution was read a third time:

House Joint Resolution No. 37, Joint resolution providing for the suppression of the gipsy and brown-tail moth.

The question being stated,
Shall the joint resolution pass?

On a *viva voce* vote, the President being in doubt, ordered a division.

Division being had, and thirteen senators having voted in the affirmative and five senators having voted in the negative, the affirmative prevailed and the joint resolution passed.

On motion of Senator Chase, the rules were so far suspended that the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court.

PETITION PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Edgerly, Petition of Leon E. Morrill and other citizens of Gilford, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.

The following message was recieved from the House of Representatives by its clerk.

HOUSE MESSAGE.

MR. PRESIDENT:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital located at Newport.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 596, An act in amendment of an act entitled "The prevention and removal of nuisances."

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 111, An act to prohibit the soliciting of employment by attorneys-at-law.

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

House Bill No. 123, An act in amendment of section 8, chapter 31 of the Public Statutes, entitled "An act relating to the rights and qualifications of voters."

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business.

House Bill No. 416, An act in amendment of an act to incorporate the North Conway and Mt. Kearsarge Railroad, passed June session 1883, and all subsequent acts relating to the same.

House Bill No. 444, An act relative to sentences to the State Prison.

House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

House Bill No. 521, An act to provide for sanitary inspections.

House Bill No. 564, An act in relation to the Union School District of the town of Littleton.

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 587, An act in amendment of chapter

210 of the Public Statutes, relating to justices, courts and civil proceedings therein.

House Bill No. 581, An act in amendment to chapter 117, Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bill:

"House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars for the purpose of celebrating the one hundredth anniversary of the incorporation of the town of Manchester."

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives, were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 581, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 111, An act to prohibit the soliciting of employment by attorneys-at-law.

House Bill No. 123, An act in amendment of section 8, chapter 31 of the Public Statutes, entitled "An act relating to the rights and qualifications of voters."

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer

of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

To the Committee on Revision of the Laws,

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital, located at Newport.

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 360, An act to license pawnbrokers and to regulate the conduct of their business.

House Bill No. 564, An act in relation to the Union School District in the town of Littleton.

House Bill No. 585, An act in amendment of section 19, chapter 286, of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 587, An act in amendment of chapter 210 of the Public Statutes, relating to justices, courts and civil proceedings therein.

House Bill No. 530, An act to prohibit free transportation of passengers by carriers.

(Senator Greer in the chair.)

To the Committee on Public Health,

House Bill No. 521, An act to provide for sanitary inspections.

House Bill No. 596, An act in amendment of an act entitled the prevention and removal of nuisances.

To the Committee on Railroads,

House Bill No. 416, An act in amendment of an act to incorporate the North Conway & Mount Kearsarge Railroad, passed June session 1883, and all subsequent acts relating to the same.

To the Committee on Incorporations,

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

To the Committee on Banks,

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

To the Committee on Roads, Bridges and Canals,

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

(The President in the chair.)

On motion of Senator Stahl, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORT.

Senator Hurd, for the Committee on Banks, to whom was referred House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relative to savings banks, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading tomorrow morning at 11 o'clock.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum, held March 9, 1909.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Bill No. 183, An act to enable the Union School District of the city of Keene to take the Coolidge lot in said Keene for school purposes.

On motion of Senator Leeman, the Senate adjourned.

THURSDAY, MARCH 25, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Hurd, the rules were so far suspended that it further reading was dispensed with.

COMMITTEE REPORTS.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 318, An act in amendment of the charter of the city of Manchester, establish-

ing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state;

House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday;

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County, having considered the same, reported the same without amendment and recommended their passage.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers;

House Bill No. 581, An act in amendment to chapter 117, Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory," having considered the same, reported the same without amendment and recommended their passage.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake, in the town of Winchester;

House Bill No. 160, An act in relation to the salary of the register of probate of Coös County, having considered the same, reported the same without amendment and recommended their passage.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation, having considered the same, reported the same without amendment and recommended its passage.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 593, An act to

exempt from taxation the property of the Carrie F. Wright Hospital located at Newport, having considered the same, reported the same without amendment and recommended its passage.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association, having considered the same, reported the same without amendment and recommended its passage.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 589, An act to incorporate the Littleton Realty Corporation;

House Bill No. 535, An act to incorporate the Knights of King Solomon, having considered the same, reported the same without amendment and recommended their passage.

Senator Stahl, for the Committee on Railroads, to whom was referred House Bill No. 416, An act in amendment of an act to incorporate the North Conway and Mt. Kearsarge Railroad, passed June Session, 1883, and all subsequent acts relating to the same, having considered the same, reported the same without amendment and recommended its passage.

Senator Patten, for the Committee on Military Affairs, to whom was referred House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills and joint resolution severally ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 587, An act in amendment of chapter 210 of the Public Statutes, relating to justices, courts and civil proceedings therein, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 123, An act in amendment of section 8, chapter 31, of the Public Statutes, entitled "An act relating to the rights and qualifications of voters," having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 298, An act providing for the production and inspection of books, papers and other articles, whose inspection is necessary in the preparation for trial of any cause of action, or on the trial of such cause, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 89, An act to establish water works in New Hampton Village Fire Precinct, in the town of New Hampton, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 4 by inserting after the words "water works" in the fifteenth line, the words "excepting real estate situated outside the town of New Hampton."

The report was accepted, the amendment adopted, and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Turner, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendment.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by striking out the words "or agent to make the computations and to take charge of the collection of the tax and to represent the state in all litigation in connection with the execution of this act," in the ninth, tenth, eleventh and twelfth lines, and inserting in the place thereof the words, "to assist in making the computations and collections of the tax under this act and to assist the attorney-general in litigation growing out of the same."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

NEW BILLS.

Senator Entwistle, for the Committee on Public Improvements, reported a bill with the following title and recommended its passage:

"An act authorizing laying out a highway in Center Harbor."

The report was accepted and the bill read a first and second time.

On motion of Senator Entwistle, the rules were so far suspended that printing of the bill was dispensed with and the bill read a third time by title, passed and sent to the House of Representatives for concurrence.

Senator Sanborn, under a suspension of the rules, sixteen senators having actually voted in favor thereof, introduced a bill with the following title, which was read a first and second time and referred:

To the Committee on Revision of the Laws,

An act to define the duties of county treasurers with respect to depositing county funds.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the State Board of Equalization.

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on the subject).

House Bill No. 382, An act to incorporate "The Conway Electric Light and Power Company of Conway."

House Bill No. 568, An act in amendment of sections 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 326, An act to require street railway companies to sprinkle streets.

READ AND REFERRED.

(Senator Bass in the chair.)

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Revision of the Laws,

House Bill No. 326, An act to require street railway companies to sprinkle streets.

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 382, An act to incorporate "The Conway Electric Light and Power Company of Conway."

To the Committee on the Judiciary,

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject).

To the Committee on Finance,

House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the State Board of Equalization.

(The President in the chair.)

BILLS FORWARDED.

The following entitled Senate bills having been printed were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to fish and game.

THIRD READINGS.

The following entitled bill was read a third time and passed:

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relating to investments of savings banks.

RECONSIDERATION OF VOTE.

Senator Leeman moved that the rules be so far suspended that the Senate reconsider the vote whereby the following entitled bill, House Bill No. 438, An act in relation to the city officials, commissioners, trustees and other officers having control of the public funds of the city of Manchester, was passed.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed on a *viva voce* vote.

The rules having been suspended, Senator Leeman moved to reconsider the vote whereby the foregoing bill was passed, and

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of the same senator, the rules were further suspended and the bill placed back on its second reading for purpose of amendment.

Senator Leeman then offered the following amendment:

Amend the new section 1 of the bill by adding at the end thereof the following: "And all appropriations made by the common council for the several city departments shall be made in bulk, each department being allowed a specific sum to be used and applied by the respective department for the general business thereof without being itemized by the common council."

The question being stated,

Shall the amendment be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

Senator Leeman moved that the rules be further suspended and the bill be made in order for third reading and passage at the present time, and

The question being stated,

Shall the rules be suspended?

(Discussion ensued.)

Senator Leeman withdrew the motion, and the bill was ordered to a third reading this afternoon at 2 o'clock.

PETITIONS PRESENTED AND REFERRED.

To the Committee on Finance,

Presented by Senator Patch, on request of Senator Hamlin, Petition of Erwin W. Quinby and other residents of Cornish, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one-half per cent.

Presented by Senator Calley, Petition of George W. Rowell and citizens of Loudon, urging the passage of House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one-half per cent.

On motion of Senator Emery, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORT.

Senator Chase, for the Committee on the Judiciary, to whom was referred Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the County of Grafton, and to abolish the judicial districts now existing in said county, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted and the bill in its new draft read a first and second time and laid upon the table to be printed.

THIRD READINGS.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

House Bill No. 535, An act to incorporate The Knights of King Solomon.

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital, located at Newport.

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 416, An act in amendment of an act to incorporate the North Conway & Mount Kearsarge Railroad, passed June session, 1883, and all subsequent acts relating to the same.

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 581, An act in amendment to chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-lincese territory."

House Bill No. 160, An act in relation to the salary of the register of probate of Coös County.

The following joint resolution was read a third time and passed:

House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake in the town of Winchester.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled Senate bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to fish and game.

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Agreeably to foregoing motion of Senator Entwistle, the rules were so far suspended that the following entitled bills were severally read a third time by titles, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

On motion of Senator Ahern, the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 9.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Entwistle, the Senate adjourned.

FRIDAY, MARCH 26, 1909.

The Senate met according to adjournment.

Senator Patch having assumed the chair, read the following communication:

Senator Patch:

Kindly preside for me at today's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

MANCHESTER, N. H., March 26, 1909.

The reading of the journal having been commenced, on motion of Senator Chase, the rules were so far suspended that its further reading was dispensed with.

On motion of Senator Chase, the Senate adjourned.

MONDAY, MARCH 29, 1909.

The Senate met according to adjournment.

Senator Hurd having assumed the chair, read the following communication:

MANCHESTER, N. H., March 29, 1909.

Senator Hurd:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige,

HARRY T. LORD,
President.

The journal was read and approved.

On motion of Senator Rice, the Senate adjourned.

TUESDAY, MARCH 30, 1909.

The Senate met according to adjournment.

The journal was read and approved.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Public Health, to whom was referred House Bill No. 596, An act in amendment of an act entitled "The Prevention and Removal of Nuisance";

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law, having considered the same, reported the same without amendment and recommended their passage.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 2 by striking out the the last sentence commencing with the words "This shall not apply," and insert in place thereof the following:

"*Provided, however,* that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists, upon physicians' prescriptions, provided the prescription is retained and kept on file as authority for the sale," so that said section as amended shall read:

"SECT. 2. It shall be unlawful for any person, firm or corporation to sell, exchange, deliver, expose for sale, give away or have in his possession or custody with intent to sell, exchange, deliver, or give away, in any street, way, square, park or other public place, or in any hotel, restau-

rant, liquor saloon, bar room, public hall, place of amusement, or public building any cocaine or any of its salts, or any synthetic substitute for the aforesaid, or any preparation containing any of the same, *provided, however,* that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists upon physicians' prescriptions provided the prescription is retained and kept on file as authority for the sale."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by inserting at the end of line 33 and also at the end of line 101 the following words: "The provisions of subdivision 3 of this section shall not apply to any pharmacist duly registered in this state who has resided for ten years next prior to the filing of his application, in a town or city adjoining the town or city within which he applies for a license of the fifth class and within which he then holds a license of the fifth class."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 521, An act to provide for sanitary inspections, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 6 of the bill by striking out the words "governor and council" in the last line thereof and sub-

stituting the words "state auditor," so that said section as amended shall read:

"SECT. 6. An itemized account of all expenses incurred under the provisions of this act shall be rendered to and audited by the state auditor."

The report was accepted, amendment adopted and the bill as amended referred to the Committee on Finance under the rule.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock. Senator Chase moved that the rules be so far suspended that the bill be read a third time by title at the present time.

The question being stated,

Shall the rules be so suspended?

On the above question the President ordered a division.

A division being had, and fifteen senators having voted in the affirmative and four senators having voted in the negative, the affirmative prevailed, the rules were suspended and the bill read a third time by title.

The question being stated,

Shall the bill pass?

On the above question Senator Leeman demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Stahl, Turner, Calley, Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin, Bass, Lord, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named senators voted in the negative: Senators Leeman, Ahern and Parker.

Twenty senators having voted in the affirmative and

three senators having voted in the negative, the affirmative prevailed and the bill passed.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 534, An act to aid in the suppression of tuberculosis, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the State Board of Health in relation thereto, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

PETITIONS PRESENTED AND REFERRED.

To the Committee on the Judiciary,

Presented by Senator Rice, Petition of Horace W. Spokesfield and other citizens of Littlefield; Petition of Charles J. McHugh and other citizens of Littlefield, urging the passage of a House Bill reducing the members of the Union School District in the town of Littlefield from nine to three.

Presented by Senator Patch, Petition of the First Baptist Church of New Boston, urging the passage of Senate Bill No. 10, with House amendments, and the strengthening the prohibitory features of the license law.

Presented by Senator Calley, Petition of W. R. Brocklebank and other citizens of Lebanon; Petition of M. M. Brocklebank and other citizens of Lebanon, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

To the Committee on Finance,

Presented by Senator Chase, Petition of the Rumford Building and Loan Association of Concord, N. H., requesting the Senate to decline to concur with the House of Representatives in the passage of House Bill No. 429, An act exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent; Presented by Senator Wallace, Petition of Charles B. Prescott and other citizens of Franklin, urging the passage of House Bill No. 429 exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent; Presented by Senator Emery, Petition of Arthur W. Dudley and citizens of Brentwood, urging the passage of House Bill No. 429 exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent; Presented by Senator Parker, Petition of shareholders of the Concord Building and Loan Association, requesting the Senate to sustain the report of the Senate Finance Committee, "inexpedient to legislate," on House Bill No. 429, exempting from taxation money loaned on New Hampshire real estate at a rate of interest not exceeding four and one half per cent.

BILLS FORWARDED.

The following entitled Senate bill having been printed was taken from the table and ordered to a third reading this afternoon at 2 o'clock, Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the County of Grafton and to abolish the judicial districts now existing in said county.

SPECIAL ORDER.

Senator Chase called for the special order, it being House Bill No. 429, An act in amendment of subdivision 5 of section 7 of chapter 55 of the Public Statutes of New

Hampshire, relating to the taxation of money on hand and at interest.

The question being on the adoption of the report of the committee "that it is inexpedient to legislate," with demand for yeas and nays pending,

Senator Edgerly withdrew his demand for the yeas and nays, and

The question being stated,

Shall the resolution of the committee that "it is inexpedient to legislate" be adopted?

(Discussion ensued.)

On the above question Senator Chase demanded the yeas and nays. The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Stahl, Turner, Calley, Wallace, Greer, Clough, Leeman, Lord, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named senators voted in the negative: Senators Edgerly, Rice, Hamlin, Patch, Chase, Martin, Bass and Ahern.

Fourteen senators having voted in the affirmative and eight senators having voted in the negative, the affirmative prevailed and the resolution of the committee was adopted.

On motion of Senator Hamlin the Senate voted to take a recess until 1.45 o'clock.

(Recess.)

The Senate reassembled.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 580, An act in amendment of chapter 95, Laws 1903, entitled "An act to regulate the traffic in intoxicating liquor."

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to the transfers of cases from the Superior Court to the Supreme Court.

House Bill No. 89, An act to establish water works in New Hampton village fire precinct, in the town of New Hampton.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

The message further announced that the House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, That it is the sense of the Legislature that the future development and prosperity of the state demands that charters for the development of water power in the state should in the future be so drawn as to conserve for use within the state all possible benefit from our great natural advantage in this direction.

On motion of Senator Patten the Senate voted to concur with the House of Representatives in the passage of foregoing resolution.

The message further announced that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third

day of November, 1907, exempting the hotel property of William H. Hurd from taxation.

Amend the title of said bill by striking out the word "November" and inserting in place thereof the word "October," so that said title as amended shall read: "An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation."

Amend section 1 of said bill by striking out the word "November" in the second line thereof and inserting in place thereof the word "October," so that said section as amended shall read:

"SECTION 1. The proceedings of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting from taxation William H. Hurd's hotel property, known as Riverside Inn, to be built in said town, are hereby legalized and made valid."

Amend section 1 by adding at the end thereof the following:

"Provided that the assessors of said town shall anually assess the property hereinbefore mentioned and the valuation determined upon for the same shall be added to the valuation of all the other property in the town to determine the total valuation for the purposes of state and county tax."

On motion of Senator Leeman, the Senate voted to concur with the House of Representatives in its amendments to the above entitled bill.

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 580, An act in amendment of chapter 95,

Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor."

On motion of Senator Hurd, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 by inserting at the end of the last line but one of the section, the words "or other means of exit."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading tomorrow morning at 11 o'clock.

Senator Hurd, for the Committee on Revision of the Laws, to whom was referred House Bill No. 576, An act to prohibit carrying concealed weapons, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 2 by inserting after the word "hunting" in the fourth line thereof, the words, "to employees of express companies while on duty, to watchmen while on duty," so that said section as amended shall read:

"SECT. 2. The provisions of the preceding section shall not apply to officers of the law, to members of military forces, to persons holding hunters' licenses, when lawfully engaged in hunting, to employees of express companies while on duty, to watchmen while on duty, or to persons securing a license as provided in the next section."

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading tomorrow morning at 11 o'clock.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 444, An act relative to sentences to the state prison, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 7 of the bill by striking out the first six lines thereof, so that said section as amended shall read:

"SECT. 7. The county solicitors, the sheriffs and their deputies, and the police departments of the several cities shall, upon the request of the parole officer, furnish to the latter such information as they may possess relative to the conduct of paroled convicts and such reasonable assistance as he may require in his investigations."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading tomorrow morning at 11 o'clock.

NEW BILLS.

Senator Emery, for the Committee on Agriculture, reported a bill with the following title and recommended its passage: An act to insure the purity of drinking water in public houses.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

Senator Chase, for the Committee on Revision of the Laws, reported a bill with the following title and recommended its passage: An act to restrain the admission of children to shows and places of amusement.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Senator Ahern, under a suspension of the rules (sixteen Senators having actually voted in favor thereof), introduced a bill with the following title, which was read a first and second time and referred to the Commitee on the Judiciary:

"An act in amendment of section 16 of chapter 95 of the Laws of 1903, as amended by section 10 of chapter 49

of the Laws of 1905, regulating the hours and days of sale of liquors by licensees."

THIRD READINGS.

On motion of Senator Rice, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law.

House Bill No. 596, An act in amendment of an act entitled the prevention and removal of nuisances.

Agreeably to foregoing motion of Senator Rice the rules were so far suspended that the following entitled bills were severally read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

On motion of Senator Rice, the rules were so far suspended that the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the county of Grafton, and to abolish the judicial districts now existing in said county.

TAKEN FROM THE TABLE.

Senator Rice moved that the following entitled Senate bill, with House amendments pending, be taken from the table and considered:

Senate Bill No. 10, An act in amendment of chapter 117,

of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

The question being stated,

Shall the bill be taken from the table?

(Discussion ensued.)

On the above question Senator Rice called for a division. Division being had, and thirteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the bill was taken from the table.

Senator Rice moved that the Senate concur with the House of Representatives in its amendments to the foregoing bill.

The question being stated,

Shall the Senate concur with the House of Representatives in its amendments?

(Discussion ensued.)

Senator Hurd moved that the bill be indefinitely postponed.

The Chair ruled that the motion offered by the Honorable Senator from District No. 22 was not in order.

The question recurring,

Shall the Senate concur with the House of Representatives in its amendments?

(Discussion ensued.)

Senator Ahern demanded the yeas and nays.

Senator Ahern withdrew his demand for the yeas and nays.

Senator Chase then demanded the yeas and nays.

Senator Hurd moved that the Senate adjourn.

Senator Chase rose to a point of order, stating that the motion to adjourn offered by Senator Hurd was not then in order, as a call for the yeas and nays was pending.

The Chair ruled that the point of order was not well taken.

Senator Chase appealed from the ruling of the Chair, and

The question being stated,

Shall the decision of the chair stand as the judgment of the Senate?

On the above question the President ordered a division.

Division being had, and nine Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the ruling of the chair was not sustained.

The question recurring,

Shall the Senate concur with the House of Representatives in its amendments?

Senator Chase having previously demanded the yeas and nays on the above question, the clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Stahl, Turner, Calley, Edgerly, Rice, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin and Bass.

The following named Senators voted in the negative: Senators Wallace, Leeman, Lord, Ahern, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

Thirteen Senators having voted in the affirmative and ten Senators having voted in the negative, the affirmative prevailed, and the Senate voted to concur with the House of Representatives in its amendments.

NOTICE OF MOTION TO RECONSIDER VOTE.

Senator Edgerly gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the Senate voted to oncur with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

On motion of Senator Entwistle, the Senate adjourned.

WEDNESDAY, MARCH 31, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

The reading of the journal having been commenced, on motion of Senator Ahern, the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time at the present time and passed.

Senator Bass, for the Committee on Revision of the Laws, to whom was referred House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 521, An act to provide for sanitary inspections, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Calley, for the Committee on Public Health, to

whom was referred House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes relating to the sale of drugs and medicines, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 3 of the bill by striking out the words "Every registered pharmacist who desires to continue the business of an apothecary and druggist shall biennially after January 1, 1910, pay to the secretary of said board, between January 1 and April 1 a registration fee of one dollar, for which he shall receive a certificate of renewal of said registration;" in lines 6, 7, 8, 9, and 10, and also in lines 22, 23, 24, 25, and 26, and substitute the following: "Every registered pharmacist who desires to continue the business of apothecary and druggist, shall on January 1, 1910, and biennially thereafter, re-register," so that said section as amended shall read:

"SECT. 3. That section 10 of chapter 135 of the Public Statutes be amended by inserting after the word 'prescriptions' and before the word 'without' in the fourth line thereof the following words, to wit: 'or shall expose for sale any drugs, medicines or chemicals.' Also by adding at the end of said section the following words, to wit: 'Every registered pharmacist who desires to continue the business of apothecary and druggist, shall on January 1, 1910, and biennially thereafter, re-register.' For failure to re-register or incompetency from any cause, the commission may suspend a certificate of registration until the cause is removed," so that said section as amended shall read as follows:

"SECT. 10. If any person shall engage in the business of retailing and vending, directly or indirectly, drugs, medicines and chemicals, and in dispensing medicines and compounding physicians' prescriptions, or shall expose for sale any drugs, medicines, or chemicals, without being registered as provided by this chapter, or any law heretofore in force, he shall be punished by a fine not exceeding fifty

dollars for each week he shall continue the bnsiness without being so registered. Every registered pharmacist who desires to continue the business of apothecary and druggist, shall on January 1, 1910, and biennially thereafter, re-register. For failure to re-register or incompetency as a pharmacist from any cause the commission may suspend a certificate of registration until the cause is removed.''

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled ''An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections.''

House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57, Public Statutes, relating to the annual invoice of polls and taxable property.

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 597, An act to legalize proceedings of

towns for year 1909, appropriating money for school purposes.

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 160, an act in relation to the salary of the Register of Probate of Coös county.

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

House Bill No. 336, An act to amend chapter 287 of the Public Statutes relating to transfers of cases from the Superior Court to the Supreme Court.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 535, An act to incorporate the Knights of King Soloman.

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901 relating to investment of savings banks.

Senate Bill No. 24, An act in relation to mileage books.

House Bill No. 386, An act in amendment of chapter 11, section 1, of the Laws of 1899, making the first day of January a legal holiday.

House Bill No. 581, An act in amendment to chapter 117 of the Laws of 1905 entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

House Bill No. 593, An act to exempt from taxation the

property of the Carrie F. Wright Hospital, located at Newport.

House Joint Resolution No. 52, Joint resolution providing for a screen at the outlet of Forest Lake, in the town of Winchester.

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 586, An act in amendment of section 20, chapter 286, of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 416, An act in amendment of an "act to incorporate the North Conway & Mount Kearsarge Railroad," passed June session, 1883, and all subsequent acts relating to the same.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901 relating to the protection and preservation of shade trees.

House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

House Bill No. 585, An act in amendment of section 19, chapter 285 of the Public Statutes, relating to the salary of the treasurer of Hillsborough county.

House Bill No. 496, An act authorizing the payment by savings banks of deposits made in two names.

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Manchester.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moths.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

House Bill No. 89, An act to establish water works in New Hampton Village Fire Precinct, in the town of New Hampton.

House Bill No. 183, An act to enable the Union School District of the city of Keene to take the Coolidge Lot in said Keene for school purposes.

E. E. RICE,
For the Committee.

BILL REFERRED FROM PRECEDING LEGISLATURE.

The following entitled bill referred by the Legislature of 1907 to the Legislature of 1909 was taken up:

"An act to incorporate the Spalding-Jones Power Company."

On motion of Senator Calley the rules were so far suspended that the foregoing bill was read a first and second time by title and referred to the Committee on Incorporations.

BILLS FORWARDED.

The following entitled senate bills, having been printed, were taken from the table and severally ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 42, An act to insure the purity of drinking water in public houses.

Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement.

THIRD READINGS.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bills were severally read a third time by title, passed, and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 568, An act in amendment of sections 2 and 3 of chapter 137 of the Session Laws of 1907 entitled, "An act in relation to fire escapes on certain buildings."

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 444, An act relative to sentences to the state prison.

NEW BILL.

Senator Emery, for the Committee on Claims, reported the following joint resolution and recommended its passage:

Joint Resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents, for public printing.

The report was accepted and the joint resolution read a first and second time and laid upon the table to be printed.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909.

House Bill No. 436, An act creating a school committee for the city of Manchester.

House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease.

House Joint Resolution No. 77, Joint resolution in favor of the Basin Bridge, so-called, in Tuftonboro, and opening the channel under said bridge.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha of Goshen, for necessary expense incurred by him in maintaining his right to a seat in this House.

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto.

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Bill No. 602, An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

House Bill No. 278, An act to revise the charter of the city of Concord.

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

The message also announced that the House of Representatives had voted to concur with the Honorable Senate in its amendment to the following entitled bill:

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

The message further announced that the House of Representatives had passed the following resolution:

Resolved, That the Senate be requested to return House Bill No. 543, entitled "An act for the assessment and collection of poll taxes," to the House of Representatives for such action as it may deem expedient.

READ AND REFERRED.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

House Bill No. 602, An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds.

House Bill No. 603, An act in amendment of chapter

236 of the Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

To the Committee on Revision of the Laws,

House Bill No. 615, An act to legalize the special town meeting of Warner held March 27, 1909.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto.

To the Committee on Incorporations,

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

To the Committee on Education,

House Bill No. 436, An act creating a school committee for the city of Manchester.

To the Committee on Public Health,

House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title:

House Bill No. 278, An act to revise the charter of the city of Concord.

On motion of Senator Chase, the rules were further suspended, reference to committee was dispensed with and the bill read a third time by title and passed.

(Senator Chase in the chair.)

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 17, Joint resolution appoint-

ing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha of Goshen for necessary expenses incurred by him in maintaining his right to his seat in this House.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

To the Committee on Agriculture,

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of the New Hampshire College of Agriculture and Mechanic Arts.

To the Committee on Claims,

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

To the Committee on Soldiers' Home,

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

The following joint resolution, sent up from the House of Representatives, was read a first and second time:

House Joint Resolution No. 77, Joint resolution in favor of the Basin Bridge, so-called, in Tuftonboro, and opening of the channel under said bridge.

On motion of Senator Edgerly the rules were so far suspended that reference to committee was dispensed with and the joint resolution read a third time and passed.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title:

House Bill No. 600, An act authorizing the city of Ports-

mouth to contribute the sum of five hundred dollars to the Cottage Hospital.

On motion of Senator Entwistle, the rules were further suspended, reference to committee was dispensed with and the bill read a third time and passed.

(The President in the chair.)

On motion of Senator Sanborn, the Senate adjourned.

AFTERNOON.

LAID ON TABLE.

On motion of Senator Entwistle, the following resolution sent up from the House of Representatives was laid upon the table:

Resolved, That the Senate be requested to return House Bill No. 543, entitled "An act for the assessment and collection of poll taxes," to the House of Representatives for such action as it may deem expedient.

COMMITTEE REPORTS.

Senator Parker, for the Committee on Claims, to whom was referred House Joint Resolution No. 80, Joint resolution in favor of John F. Emery, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance, under the rule.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred Senate Bill No. 21, An act to define the duties of county treasurers in respect to depositing county funds, having considered the same, reported the same in a new draft and recommended its passage.

The report was accepted and the bill in its new draft

read a first and second time and laid upon the table to be printed.

The Committee on Finance, to whom was referred House Bill No. 543, An act for the assessment and collection of poll taxes, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

WILLIAM WALLACE,
GEORGE H. TURNER,
GEORGE H. CALLEY,
THOMAS ENTWISTLE,
JEREMIAH A. CLOUGH,
For the Committee.

The report was accepted and the resolution of the committee adopted.

THIRD READINGS.

On motion of Senator Hamlin the rules were so far suspended that the following entitled bill was read a third time by title and passed:

House Bill No. 448, An act in amendment of section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

Agreeably to the foregoing motion of Senator Hamlin, the rules were suspended and the following entitled Senate bills were severally read a third time by title, passed, and sent to the House of Representatives for concurrence:

Senate Bill No. 42, An act to insure the purity of drinking water in public places.

Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement.

On motion of Senator Hamlin, the rules were so far suspended that the following entitled bill was read a third time by title, passed, and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes relating to the sale of drugs and medicines.

On motion of Senator Bass the Senate adjourned.

THURSDAY, APRIL 1, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

The reading of the journal having been commenced, on motion of Senator Leeman the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Hamlin, for the Committee on Revision of the Laws, to whom was referred House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Chase the rules were so far suspended that the bill was read a third time by title and passed.

On motion of Senator Turner, the further consideration of committee reports was suspended pending consideration of a message sent up from the House of Representatives.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed a bill with the following title, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 579, An act to establish a normal school,

to appropriate money for the same and to provide for its maintenance.

The message further announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

Amend by striking out all after the enacting clause and insert in place thereof the following:

SECTION 1. The words and phrases of this act shall, unless the same be inconsistent with the context, be construed as follows:

(1) The word "primary," the primary election provided for by this act;

(2) The word "election," the general election held in November, as distinguished from the primary election;

(3) The word "party," any political organization which

at the preceding election polled at least three per centum of the entire vote of the state given in for governor;

(4) The word "supervisors," all officers performing the duties of supervisors.

SECT. 2. (1) This act shall not apply to special elections to fill vacancies, nor to city, town, school district, and ward officers, except moderator and supervisors of the checklist.

(2) Moderators and other election officers, if any, chosen at elections other than the regular biennial election, shall be considered regular election officers within the meaning of this act.

SECT. 3. Hereafter all candidates for elective offices shall be nominated:

(1) By a primary held in accordance with this act, or

(2) By nomination papers, signed and filed as provided by existing statutes.

SECT. 4. (1) A primary shall be held at the regular polling places in each town and ward in the state on the first Tuesday of September, 1910, and biennially thereafter, for the nomination of all candidates to be voted for at the November election.

(2) Primaries shall be conducted by the regular election officers, as elections are conducted under existing laws.

SECT. 5. (1) At least sixty days before the time of holdiny any primary the secretary of state shall prepare and transmit to each town and ward clerk in the state a notice in writing designating the offices for which candidates are to be chosen.

(2) Each town and ward clerk shall, within ten days after the receipt of such notice, cause notice of such primary to be posted in three public places in his town or ward; such notice shall state the time when, and place where, the primary will be held in each town and ward, together with the offices for which candidates are to be nominated. It shall also state the date before which declarations of candidacy must be filed to place names upon

the ballots to be used at such primary, the officers with whom they must be filed, and the fees required to be paid at the time of filing such papers.

SECT. 6. (1) The name of no candidate shall be printed upon an official ballot used at any primary unless not more than sixty days prior to such primary a declaration of candidacy shall have been filed by such candidate and the filing fee required by section 7 of this act shall have been paid.

Declarations of candidacy shall be in the following form:

I, ————, declare that I reside in ward ——, in the city (or town) of ————, county of ————, state of New Hampshire, and am a qualified voter therein; that I am a member of the ———— party; that I am a candidate for nomination for the office of ————, to be made at the primary election to be held on the—— day of ———; and I hereby request that my name be printed on the official primary ballot of said ——— party as a candidate for such nomination. I further declare that if nominated as a candidate for said office I will not withdraw, and that if elected I will qualify and assume the duties of said office.

(2) Declarations of candidacy shall be filed as follows:

(a) For governor, or any other officer to be voted for throughout the state, members of congress, councilors, state senators, and for county officers, with the secretary of state.

(b) For members of the House of Representatives, moderator, and supervisors of the checklist, with the clerk of the city or town within which such officers are to be voted for.

(3) Each town or city clerk shall forward each declaration of candidacy filed with him, within two days from the date of filing, to the secretary of state. The fees paid to a town or city clerk shall be paid to the treasurer of each town or city.

(4) Declarations of candidacy filed with the secretary of

state shall be filed eighteen days before the primary, and all others twenty days before the primary.

SECT. 7. At the time of filing declarations of candidacy each candidate, or some person for him, shall pay to the officer with whom the same are filed the following fees:

(1) For governor, one hundred dollars;

(2) For any state officer, other than governor, to be voted for throughout the state, fifty dollars;

(3) For representative in congress, fifty dollars;

(4) For councilor, twenty-five dollars;

(5) For state senator, ten dollars;

(6) For county officer, five dollars;

(7) For member of the House of Representatives, two dollars;

(8) For supervisor of checklist, one dollar;

(9) For moderator, one dollar.

SECT. 8. At least ten days before any primary is to be held, an official ballot for each political party shall be prepared by the secretary of state, and shall be as nearly as is practicable in the same form as ballots now used at elections. Below the name of each office shall be printed in small but easily legible letters the words "vote for one," "vote for two," "vote for three," or a spelled number designating how many persons are to be voted for. Whenever there are two or more candidates for nomination to the same office who are to be voted for in more than one town or ward, the names of such candidates shall be so alternated on the ballots used that each shall appear thereon as nearly as may be an equal number of times at the top, at the bottom, and in each intermediate place, if any, of the list or group in which it belongs. Names of rival candidates for nomination to the same office who are to be voted for in only one town or ward shall be arranged in the alphabetical order of their surnames. Following the names printed on the ballot after the name of each office to be filled shall be as many blank lines as there are persons to be elected to that office. The ballots of all parties shall

be upon colored paper, but the ballots of no two parties shall be upon paper of the same, or closely similar, color, and each party ballot shall be so designated by the name of such party printed in prominent type on the back of said ballot.

SECT. 9. (1) Not later than six days before a primary, the secretary of state shall furnish to the clerk of each town and ward ballots for each political party as follows: For each fifty and fraction of fifty voters of each party, as shown by the vote for governor in the town or ward at the last preceding election, he shall furnish seventy-five ballots of said party, except that when any party has cast less than ten votes in a town or ward, he shall only be obliged to furnish twenty-five ballots.

(2) He shall in addition furnish each such clerk with ten sample ballots of each political party, printed on white paper.

(3) Each clerk shall within one day from the time when he shall receive such sample ballots post three of each political party in three public places in his town or ward, and shall retain the others until the date of the primary, when he shall post the same in prominent positions in and about the polling place.

(4) The secretary of state shall also, upon request, furnish a reasonable number of sample ballots printed on white paper to each person whose name appears upon the ballot as a candidate.

SECT. 10. (1) The supervisors of the checklist shall prepare and post the checklist of the legal voters in their respective towns and wards and hold sessions for the correction of the same, and give notice of such sessions before all primaries held under this act in the same manner as they are required to do before elections under existing laws.

(2) No person shall be entitled to vote at a primary unless his name is upon the checklist of voters in the town or ward wherein he offers to vote.

(3) Any person offering to vote at a primary shall at the time of announcing his name also announce the name of the party to which he belongs. If his name is found upon the checklist, and if his party membership has not been before registered, it shall then be registered, and he shall be allowed to vote the ballot of his party, *provided, however,* that if he is challenged, he shall not be allowed to register as a member of such party, or to vote the ballot of said party unless he makes oath or affirmation that he affiliates with and generally supports the candidates of the party with which he offers to vote. If his party membership has been before registered, he shall be allowed to vote only the ballot of the party with which he is registered.

(4) After the primary the town or ward clerk shall deliver to the supervisors the checklist with the registration of the party membership of voters thereon. Before delivery, however, the moderator and clerk shall certify thereon, under their hands, that the list is the one used at the primary, and contains a correct registration of the voters as delivered into their hands or made by them at such primary. Such list shall be preserved by the supervisors, and shall be used by them in making up the checklist to be posted before the next primary, as provided in paragraph 6 of this section.

(5) Any person whose party membership has been registered may change such registration by appearing in person before the supervisors of the checklist for his town or ward not less than ninety days before any primary, and stating to them, under oath or affirmation, if required, that he intends to affiliate with and generally supports the candidates of the party with which he offers to register. He may also change such registration at any primary, upon making oath or affirmation to the same effect, if challenged, but he shall not be permitted in such case to vote the ballot of any party at such primary.

(6) After the first primary held under this act, the supervisors of the checklist shall be in session for the altera-

tion of the registration of party members, and for making additions to such registration before each primary. The session shall be on two days at least and shall not be less than ninety nor more than one hundred days prior to such primary. They shall post copies of the checklist showing the persons in the town or ward entitled to vote, with their party registration, so far as such registration has been made, in three public places in such town or ward, at least ten days prior to such session, and notice of the date, hour, and place of the daily sessions to revise such registration shall be given upon such checklists.

After such session, the supervisors of the checklist shall prepare a corrected checklist, showing the registration of party members as corrected by them, and such corrected checklist, with such names as may be regularly added thereto, as provided in sections 6 and 7 of chapter 32 of the Public Statutes, shall be used at the primary. Whenever names are added to the checklist, as provided in sections 6 and 7 of chapter 32 of the Public Statutes, the supervisors shall register the party membership of the voter, if he desires such membership registered; but if such voter has already been registered in any town or ward in this state as a member of any party, he shall not be registered as a member of a different party within ninety days before any primary.

(7) The party membership of each voter may be registered by writing in ink after the name of such voter the first three letters of the name of the party with which he registers.

SECT. 11. (1) Votes cast for the same person on the ballots of different parties at any primary shall not be added together, but shall only count in favor of the person as the candidate of each party on whose ballot his name appears.

(2) After the count is completed it shall be announced by the moderator, and the clerk shall, in the presence of the other election officers, fill into blanks, provided him for

that purpose by the secretary of state, complete returns of all the votes cast for the different candidates of each party. These blanks shall be prepared in duplicate, and shall be signed by the clerk. One copy shall be preserved by the clerk and shall be open to the inspection of any candidate, or his agent authorized in writing. The other copy shall be mailed on the day of the primary, or on the day following, by the clerk to the secretary of state.

SECT. 12. (1) The second day after the primary, or as soon thereafter as possible, the secretary of state shall canvass the returns from all the towns and wards in the state, and upon the completion of such canvass shall declare what candidates have received the greatest number of votes for the various offices in the various parties.

(2) After the completion of the canvass of returns, the secretary of state shall publish in some paper of general circulation the names of the persons found to have been chosen as candidates for the various offices by the various parties, and shall cause a copy of such paper to be mailed sons so appointed shall be placed upon the official election lot.

SECT. 3. (1) Persons voted for, at a primary, under this act, who receive a plurality of all the votes cast by a party, shall be candidates of that party for the office designated in the ballot.

(2) In case of a tie vote, the tie shall be determined by lot by the secretary of state in the presence of the candidates who are tied, if, upon notice from the secretary of state, they elect to be present.

(3) Vacancies upon any party ticket occurring after the holding of any primary shall be filled by the party committee of the state, county, town or ward, as the case may require, and such committee shall notify the secretary of state of the appointment made, and the names of persons so appointed shall be placed upon the official election ballot.

SECT. 14. (1) If any person who was voted for upon

the ballot of any party is not, according to the count first made by the secretary of state, chosen as the candidate of such party, and desires a recount of the ballots cast in the primary, he shall apply in writing to the secretary of state for such recount within ten days after the date of the advertisement of the result of the primary, provided for in paragraph 2 of section 12 of this act.

(2) The secretary of state shall fix a time for such recount not earlier than ten days after the receipt of the application, and shall notify the opposing candidates thereof, and as soon after the expiration of such ten days as circumstances will permit, such recount shall be held and conducted as recounts of votes cast at elections are now conducted.

(3) Upon the date set for the recount, the ballots shall be counted by the secretary of state and such assistants as he may require. The various candidates, however, and their counsel, shall have the right to inspect the ballots and participate in such recount under such suitable rules as the secretary of state may adopt.

(4) No candidate, however, shall be entitled to a recount unless he shall pay to the secretary of state at the time of filing his application fees as follows:

(a) If a candidate for governor, or other officer voted for throughout the state, one hundred dollars;

(b) If a candidate for member of Congress, fifty dollars;

(c) If a candidate for councilor, twenty-five dollars;

(d) If a candidate for a county office, ten dollars;

(e) If a candidate for state senator, ten dollars;

(f) If a candidate for member of the House of Representatives, five dollars;

(g) If a candidate for supervisor of the checklist, five dollars;

(h) If a candidate for moderator, five dollars;

(5) If a recount shall show that some other person than the one declared nominated upon the canvass of the re-

turns from the clerks of towns and wards has the greatest number of votes cast at the primary, such person shall be declared nominated and shall be the candidate of the party for the office in question instead of the person so first declared, and his name shall be placed upon the official ballot at the following election.

(6) If the recount shall show that the person who applied for the recount was chosen as the candidate of his party, the secretary of state shall, within ten days of such recount, return to him the fee paid at the time of filing the application for a recount.

SECT. 15. Any town or city clerk, with whom any declaration of candidacy has been filed, who shall fail to forward the same to the secretary of state within two days of the date of such filing shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars, or by imprisonment not more than thirty days, or by both fine and imprisonment.

SECT. 16. The provisions of the statutes now in force in reference to the holding of elections, the payment of election officers, the filling of vacancies, the solicitations of voters at the polls, the challenging of voters, the manner of conducting elections, of counting and preserving the ballots, and making return thereof, and all other kindred subjects, shall apply to all primaries in so far as they are consistent with this act, the intent of this act being to place the primary under the regulation and protection of the laws now in force as to elections.

SECT. 17. (1) It shall be the duty of the secretary of state to prepare all forms necessary to carry out the intent of this act and to furnish the same in reasonable quantities to the proper officers. It shall also be his duty to furnish full directions to the clerks of towns and wards, when he sends them the notice provided for in section 5 of this act, or when he furnishes them ballots, as provided in

section 9 of this act, as to the posting of notices, holding of primaries, and making return thereof.

(2) The secretary of state shall have authority to employ such additional clerical assistance as may be required during the canvass of votes, or in carrying out the provisions of this act; and all expense necessary shall be paid out of the treasury of the state.

SECT. 18. All sums paid to the secretary of state under the terms of section 6 of this act and all sums paid to him under the terms of paragraph 4 of section 14 shall be paid by him into the state treasury.

SECT. 19. (1) Not earlier than the third Tuesday of September, following any primary, and not later than the first Tuesday of October, upon the call of the chairman of the state committee of the party, the nominees of each party for the offices of governor, councilors, state senators and representatives, shall meet in state convention for the purpose of adopting the platform of their party, nominating presidential electors, and effecting an organization for the following two years.

(2) The party nominees in said state convention from each county shall elect a county committee for their party, to consist of such number of persons as the state convention shall by vote apportion to each county. The members of the several county committees thus chosen shall constitute the state committee of the party. The registered party members in each town, ward or city may effect such an organization as they may deem expedient for advancing the purposes of their party.

(3) Upon application of the chairman of the state committee of any political party, the secretary of state shall deliver to him a duly certified roll of the nominees of his party for the several offices named in the first paragraph of this section. None but such nominee shall take part in such state convention.

SECT. 20. This statute shall be liberally construed so that the real will of the voters shall not be defeated, and

so that the voters of any town or ward shall not be deprived of their right to nominate or participate in the nomination of candidates for office by any informality or failure to comply with all the provisions of law in respect to giving notice of or conducting the primary or certifying the results thereof.

SECT. 21. All acts or parts of acts inconsistent or in conflict with the provisions of this act are hereby repealed.

The question being stated,

Shall the Senate concur with the House of Representatives in its amendment?

(Discussion ensued.)

Senator Turner moved that the Senate non-concur.

The question being on the motion of Senator Turner,

On a *viva voce* vote the motion prevailed and the Senate refused to concur with the House in its amendments.

On motion of Senator Turner, the following resolution was adopted:

Resolved, That a committee of three members on the part of the Senate be appointed by the President to confer with a like committee on the part of the House of Representatives in relation to the foregoing bill and its amendments.

The President appointed as members of such committee on the part of the Senate, Senators Turner, Hurd and Bass.

RESOLUTION AS TO FINAL ADJOURNMENT.

The message further announced that the House of Representatives has passed the following resolution, in the passage of which it asks the concurrence of the Honorable Senate:

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to a final adjournment on Friday, April 9, at twelve o'clock noon.

Senator Hurd moved that the Senate concur with the House of Representatives in the passage of the above resolution.

The question being stated,

Shall the Senate concur with the House of Representatives in the passage of the above resolution?

(Discussion ensued.)

Senator Chase moved that the resolution be laid upon the table, and,

The question being stated,

Shall the resolution be laid upon the table?

(Discussion ensued.)

On the above question Senator Hamlin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Edgerly, Rice, Hamlin, Patch, Greer, Adams, Martin, Bass and Ahern.

The following named Senators voted in the negative: Senators Stahl, Calley, Wallace, Clough, Leeman, Lord, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

Senators Chase and Turner were paired.

Nine Senators having voted in the affirmative and twelve Senators having voted in the negative, the negative prevailed and the motion to lay the resolution on the table was lost.

The question recurring,

Shall the Senate concur with the House of Representatives in the passage of the above resolution?

The affirmative prevailed on a *viva voce* vote and the Senate voted to concur with the House of Representatives in the passage of the resolution.

READ AND REFERRED.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 579, An act to establish a normal school and to appropriate money for the same and to provide for its maintenance.

The consideration of committee reports was again taken up.

COMMITTEE REPORTS.

Senator Patch, for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges;

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge, having considered the same, reported the same without amendment and recommended their passage.

Senator Calley, for the Committee on Banks, to whom was referred House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association, having considered the same, reported the same without amendment and recommended its passage.

Senator Rice, for the Committee on Revision of the Laws, to whom was referred House Bill No. 601, "An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto," having considered the same, reported the same without amendment and recommended its passage.

Senator Calley for the Committee on the Judiciary, to whom was referred House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Edgerly, for the Committee on Soldiers' Home, to whom was referred House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home,

having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Ahern, the bill, with report of committee, was laid on the table and made a special order for Tuesday morning next at 11.10 o'clock.

Senator Rice for the Committee on Revision of the Laws, to whom was referred House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 9 by striking out all after the words "take effect," and inserting the words "upon its passage" in place thereof, so that said section as amended shall read:

"SECT. 9. The Legislature may alter, amend or repeal this act whenever the public good may require the same, and all acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage."

The report was accepted and amendment adopted.

On motion of Senator Stahl, the rules were so far suspended that the bill was read a third time by title and passed.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject), having considered the same, reported the same with the following amendments and recommended its passage:

Strike out the division of the act into Titles and Articles

wherever they appear. Substitute "three" for "these" in the second line of section 85. Strike out sections 190 and 198. Substitute for the words "passage hereof"—the last two words of section 195—the words "time this act takes effect." Substitute the following for section 197 and number it 196:

"SECT. 196. This act shall take effect on the first day of January, 1910, and all acts and parts of acts inconsistent therewith are hereby repealed."

Change the numbers of sections 191, 192, 193, 194, 195 and 196 to 190, 191, 192, 193, 194 and 195, respectively.

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 326, An act to require street railway companies to sprinkle streets, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Turner, for the Committee on the Judiciary, to whom was referred Senate Bill No. 3, An act to prevent common carriers from furnishing free transportation to persons, and to provide for the necessary traveling expenses of members of the General Court and other officers and agents of the state when traveling in the discharge of their duties, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 166 (of Session of 1907), An act to incorporate the Spaulding-Jones Power Company, which was by the last Legislature referred to the

present Legislature, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, a new bill being prepared as a substitute.

The report was accepted and the resolution of the committee adopted.

BILLS FORWARDED.

The following joint resolution having been printed was taken from the table and referred to the Committee on Finance under the rule:

Senate Joint Resolution No. 1, Joint resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents, for public printing.

The following entitled Senate bill having been printed was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds.

NEW BILLS.

Senator Ahern, for the Committee on Incorporations, reported a bill with the following title and recommended its passage:

"An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack River below Goff's Falls," it being a substitute for the bill entitled "An act to incorporate the Spaulding-Jones Power Company."

The report was accepted.

On motion of Senator Hamlin, the rules were so far suspended that the bill was read a first and second time by title. The bill was then laid upon the table to be printed.

Senator Calley, for the Committee on Finance, reported the following entitled bill and recommended its passage:

An act to provide for an issue of bonds to defray the

expenses of establishing a state sanatorium for consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

WITHDRAWAL OF MOTION TO RECONSIDER.

Senator Edgerly withdrew his notice of a motion to reconsider the vote whereby the Senate voted to concur with the House of Representatives in its amendments to the following entitled bill, Senate Bill No. 10, An act in amendment of chapter 117, of the Laws of 1905, entitled, "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

NOTICES OF RECONSIDERATION.

Senator Ahern gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the following entitled bill, House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway, was passed.

Senator Entwistle gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the Senate voted to concur with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to a final adjournment on Friday, April 9, at 12 o'clock noon.

On motion of Senator Sanborn the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Wallace, for the Committee on Finance, to whom was referred House Joint Resolution No. 17, Joint resolu-

tion appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river, having considered the same, reported the same without amendment and recommended its passage.

Senator Clough, for the Committee on Finance, to whom was referred House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore, having considered the same reported the same without amendment and recommended its passage.

The reports were accepted and the joint resolutions severally ordered to a third reading Tuesday morning next at 11 o'clock.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Joint resolution No. 26, Joint resolution in favor of screening the outlet of Partridge Lake, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

Senator Emery, for the Committee on Agriculture, to whom was referred House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rule.

Senator Wallace, for the Committee on Finance, to whom was referred House Joint Resolution No. 80, Joint resolution in favor of John F. Emery, having considered the same reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Entwistle, the rules were so far suspended that the joint resolution was read a third time and passed.

Senator Clough, for the Committee on Finance, to whom was referred House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha, of Goshen, for necessary expenses incurred by him in maintaining his right to a seat in this House, having considered the same reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Hamlin, the rules were so far suspended that the joint resolution was read a third time and passed.

NEW BILL.

Senator Emery, for the Committee on Fisheries and Game, reported a bill with the following title, and recommended its passage: "An act repealing an act of the Session Laws of 1907, entitled 'An act amending section 52, chapter 79, of the Public Statutes, relating to fish and game.' "

The report was accepted and the bill read a first and second time.

Senator Wallace moved that the rules be so far suspended that printing be dispensed with and the bill read a third time at the present time and passed.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed, the rules were suspended, and the bill was read a third time, passed, and sent to the House of Representatives for concurrence.

Senator Entwistle asked leave to introduce a new bill under a suspension of the rules.

Senator Chase objected to leave being granted.

The question being stated,

Shall the rules be suspended?

(Discussion ensued.)

Senator Chase called for a division.

On division, ten Senators voted in the affirmative, and less than sixteen Senators having voted in the affirmative, the motion to suspend the rules did not prevail under the rules, and leave to introduce the bill was not granted.

THIRD READINGS.

On motion of Senator Emery, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto.

House Bill No. 281, An act in amendment of section 13, chapter 35, Laws of 1895, relating to bridges.

House Bill No. 598, An act to incorporate St. Mary's Coöperative Credit Association.

On motion of Senator Emery the rules were so far suspended that the following entitled House bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject).

Agreeably to the above motion of Senator Emery the rules were so far suspended that the following entitled Senate bill was read a third time by title, passed and sent to the House of Representatives for concurrence:

Senate Bill No. 41, An act to define the duties of county treasurers in respect to depositing county funds.

On motion of Senator Adams the following resolution was adopted:

Resolved, That when the Senate adjourns, it be to meet tomorrow morning at 9.30 o'clock and when the Senate adjourns tomorrow morning it be to meet Monday evening at 7.30 o'clock.

On motion of Senator Entwistle, the Senate adjourned.

FRIDAY, APRIL 2, 1909.

The Senate met according to adjournment.

Senator Chase having assumed the chair read the following communication:

MANCHESTER, N. H., April 2, 1909.

Senator Chase:

Please preside for me at today's session of the New Hampshire Senate and oblige,

HARRY T. LORD,
President.

The Journal was read and approved.

There being manifestly no quorum present, Senator Chase declared the Senate adjourned until Monday evening, 7.30 o'clock.

MONDAY, APRIL 5, 1909.

The Senate met according to adjournment.

The reading of the journal having been commenced, on motion of Senator Leeman the rules were so far suspended that its further reading was dispensed with.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1905, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.' "

House Bill No. 414, An act abolishing the common council of the city of Nashua and changing the date of the city election.

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

The message also announced that the House of Representatives has voted to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 517, An act relating to negotiable instruments.

The message further announced that the House of Representatives has voted to accede to the request of the Honorable Senate for a committee of conference for the consideration of the amendments to the following entitled bill:

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

And the Speaker has appointed as members of said committee on the part of the House, Messrs. Wason of Nashua, Merrill of Claremont and Doe of Somersworth.

The message also announced that the House of Representatives has refused to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

And asks for a committee of conference, and the Speaker has appointed as such committee on the part of the House Messrs. Gale of Greenville, Forsaith of Manchester and Hollis of Concord.

On motion of Senator Hurd, the Senate adjourned.

TUESDAY, APRIL 6, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

The reading of the journal having been commenced, on motion of Senator Sanborn the rules were so far suspended that its further reading was dispensed with.

READ AND REFERRED.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills sent up from the

House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 414, An act abolishing the common council of the city of Nashua and changing the date of the city election.

To the Committee on Incorporations,

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1905, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.' "

The following joint resolutions sent up from the House of Representatives were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

COMMITTEE OF CONFERENCE.

On motion of Senator Edgerly, the Senate voted to grant the request of the House of Representatives for a committee of conference on the following entitled bill and amendments:

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

The President named as members of such committee on the part of the Senate, Senators Edgerly, Chase and Leeman.

BILLS FORWARDED.

The following entitled Senate Bill having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 46, An act authorizing the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls.

On motion of Senator Ahern, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

The following entitled Senate bill having been printed, was taken from the table and ordered to a third reading this afternoon at 2 o'clock:

Senate Bill No. 45, An act to provide for an issue of bonds to defray the expenses of establishing a state sanatorium for consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

THIRD READINGS.

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at 2 o'clock.

Senator Wallace, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 1, Joint resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at 2 o'clock.

Senator Hamlin, for the Committee on Banks, to whom was referred House Bill No. 555, "An act in relation to dividends of savings banks," having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by changing the word "and" in the eleventh line to "or," so that said section as amended shall read:

"SECTION 1. No savings bank shall pay dividends in excess of three and one-half per cent. per annum unless said bank has accumulated a guaranty fund equal in amount to five per cent. of its deposits, *nor* unless the total value of the assets of such savings bank, as determined by the bank commissioners at the last preceding annual valuation, shall exceed the amount due the depositors by at least five per cent.; and no savings bank having a guaranty fund of less than five per cent. of the deposits, or the value of whose assets as above determined does not exceed the deposits by at least five per cent. shall declare in any one year

dividends exceeding in amount the net income actually earned or collected by said bank during the year, after providing for the requirements of the guaranty fund."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 7 by striking out in the third line the following: "and said commission shall devote their whole time to the work of said commission," so that said section as amended shall read:

"SECT. 7. The annual salary of each commissioner shall be twenty-five hundred dollars and shall be paid from the state treasury in equal quarterly payments. Supplies required by the commission, and necessary expenses of the commission, and such assistants as may be employed, while on the business of the commission, and fees of witnesses summoned by the commission shall be paid by the state upon the approval of the governor and council.

"Said commission may appoint a stenographer at a salary not exceeding nine hundred dollars per annum, which shall be paid from the state treasury in equal quarterly payments."

The report was accepted and amendment adopted.

Senator Chase offered the following amendment and moved its adoption:

Amend by inserting the following as section 10 and changing the numbers of the subsequent sections accordingly:

"SECT. 10. In assessing taxes upon railroad, telegraph, telephone, express and parlor car companies and corporations and other corporations, the commission shall receive

and consider all evidence offered by the state or any one in its behalf and by the corporations that would be competent to be considered upon the questions before them if the questions were pending in a court of law; and exceptions may be taken to their rulings thereon, and to any other rulings of law made by them, and such exceptions shall be stated and transferred to the Supreme Court upon the request of any party aggrieved, and it shall be the duty of the Supreme Court to entertain, consider and decide the questions thus raised."

"The collection of the taxes assessed by the commission shall not be delayed by such transfer to the Supreme Court, but errors in the assessments, if any, shall be corrected by a new assessment, if necessary, or an abatement as the case shall require, and the Supreme Court shall make such orders as will carry into effect its decisions upon the questions of law transferred to it and as justice requires and may issue all executions and decrees necessary for the purpose. If a tax is abated and has been paid into the state treasury the sum abated shall be repaid by the state treasurer with interest at the rate of four per cent. per annum from the time of its payment; and if the tax is increased on a re-assessment or otherwise, interest shall be added to such increase from the time the tax was due at the rate of four per cent. per annum; and if any such change affects the apportionment of any tax among the towns of the state the same shall be equitably adjusted by the state treasurer in making the next subsequent apportionment."

The question being stated,

Shall the amendment be adopted?

Senator Bass offered to substitute as an amendment to the amendment offered by the Honorable Senator from District No. 10, the following:

"A. The state tax commission, in determining the actual value for purposes of taxation of any railroad, railway, telegraph or telephone corporation or company, parlor, sleeping, or dining car company, or express company, or any

other company the tax on which is levied as a state tax, shall make careful inquiry into the condition of all property and estate of all such companies so taxed whether within or without the state, in order that the actual value of all that portion of the property and estate of such companies as is within this state may be accurately fixed and determined. Words used elsewhere in the laws of this state to describe the property, estate or other belongings of any such company shall be construed as meaning all their property and estate within this state.

"B. In determining the actual value of the property and estate of any such company, the state tax commission shall ascertain and consider as evidence the average market value of its stocks and bonds for one year prior to the first day of April preceding the assessment together with the market value of any other funded or floating debt it may have. In any case where the market value of the stocks and bonds of any such company cannot be ascertained for want of actual market sales, or for any other reason, the net income of any such company, which shall be the difference between the gross earnings whether by lease or by operation and the operating expenses and taxes of the preceding year, capitalized at such per cent. as appears to be equitable under all the circumstances, shall be taken as evidence of the market value of the stocks and bonds of such company.

"C. In determining the valuation of such companies for purposes of taxation, the state tax commission shall hold public hearings at times and places, notices of which shall be published in advance. Representatives of the state and of such companies, and any other persons shall be entitled to appear, be heard, and offer evidence. It shall be the duty of the attorney general to be present. The commission shall receive and consider all evidence tending to show the value of the property, estate and other belongings of such companies, and upon all the evidence determine the actual value of the same. In every case said commission shall incor-

porate in its records the facts as to the total market value of the stocks and bonds and other funded or floating debt of each of such companies or the capitalized value ascertained as above provided, together with such detailed statement as will show the data, method and process adopted by said commission in determining (*a*) the actual value of the entire property and estate of said companies, and (*b*) the actual value of the property and estate of said companies within this state. Thereafter and prior to the last day of September in each year said commission shall file with the state treasurer certificates of their decisions. Their report to the legislature shall contain the detailed statement above provided for. A full and complete record of their proceedings, including evidence offered and admitted, shall be kept and a transcript of the whole or any part of such record shall be made and furnished at any time upon tender to the clerk of the commission of the reasonable expense of making such transcription.

"D. If only a portion of the property and estate of any such company is located within this state, such portion shall be ascertained by the commission on an equitable basis, proportioned in any case where necessary and just so to proportion it, to the total actual value of all the property and estate of such company as ascertained in accordance with section 3 of this act.

"In making such proportionate valuation the following rules may be adopted, but the commission may adopt any other just rule or rules provided they shall state such other rule so adopted and the reasons therefor in their records and in their report to the legislature.

"(a) In the case of railroads, such proportion as the total trackage of each railroad within this state bears to its total trackage wherever situate.

"(b) In the case of telegraph and telephone companies such proportion as the total length of the lines of each such company within the state bears to the total length of its lines, wherever situate.

"(c) In the case of parlor, sleeping and dining-car companies, such proportion as the total number of car-miles, or the number of miles traversed by its cars, taken singly, within the state, during the preceding year, bears to the total number of such car-miles during the same period, both within and without the state.

"(d) In the case of express companies, such proportion as the whole length of the lines of rail and water routes over which the company did business within the state during the preceding year bears to the whole length of such lines over which it did business both within and without the state during such year.

"In determining the total valuation of railroads and other companies wholly within the state for purposes of taxation under this act, deduction shall be made from their total valuation determined as above provided, of the value of that portion of their property which is taxed in cities and towns of this state, and of such of their property as is, by the laws of this state or of the United States, exempt from taxation. And in the case of railroads and other companies not wholly within this state, a like deduction shall be made from the actual value of the portion within this state, determined as above provided. In all cases, in determining the total valuation of such railroads or other companies, or the valuation of that portion lying within the state, and the deductions to be made therefrom, the commission shall receive and consider all competent evidence upon the questions of such valuation and deductions, and shall determine such valuation and deductions, upon all the evidence.

"All valuations under this act shall be made as of the first day of April next preceding the annual assessment of taxes upon such railroads and other companies by said commission; and the words 'the preceding year' shall be construed as referring to the year next preceding such first day of April.

"E. The treasurer of every railroad, any portion of whose road is in this state, shall on or before the first day of June annually deliver to the state tax commission a sworn statement showing the number of shares of each class of its stock and the market value of each share, as of the first day of April, the dividends paid per share on each class of said stock during the year preceding the first day of April and the dates of such payments, the date of issue, number and denomination of each issue of its bonds, the interest paid during the year preceding and the market value of each of said bonds, the amount of its floating indebtedness with the interest paid on the same and the average market value of said floating indebtedness during said preceding year, the gross earnings, whether derived from operation or lease of said road, the amount expended from said earnings for operating expenses, not including any sum expended for physical betterments or transferred to surplus or sinking funds during said preceding year, the amount expended for physical betterments or transferred to surplus or sinking funds during the preceding year, and whence derived, the amount of money actually on hand in cash in said April 1st, and the whole trackage of the road and the portion thereof lying without the state. The railroad shall also furnish to the commission all evidence required by it, and such evidence when in writing shall be accessible to the attorney-general. Other companies under this act shall make returns in the manner and form required by existing laws and shall furnish such further returns and evidence as may be required by said commission to enable it properly to perform its duties.

"F. If any such railroad or other company shall neglect seasonably to furnish the aforesaid required evidence or to lay the required evidence before the commission, such railroad or other companies may be doomed to pay a tax on double the value of its property and estate, subject to taxation; and for this purpose the commission shall determine such value in any manner they see fit.

"G. Any company against whom a tax is assessed, as aforesaid, and who is aggrieved thereby, may apply to the superior court for relief, within six months after receiving notice of such assessment. The superior court shall thereupon give to the parties such notice and hearing, and shall make such orders and decisions concerning all matters involved in or collateral to the proceeding, as justice may require.

"H. The pendency of proceedings for relief under the preceding section shall not be cause for delay in the payment of any tax. If, upon such proceedings, judgment for a reduction of any tax shall be rendered, the state treasurer shall credit and allow such reduction upon any tax assessed against the party entitled to the same, and payable next after the rendition of such judgment.

"I. It shall be the duty of the attorney-general to receive complaints on behalf of the state as to the assessment of any such company and carefully to examine into all cases where it is alleged that any property or estate of any such company has not been assessed or has been fraudulently or for any reason improperly or unequally assessed or the law in any manner evaded or violated. In any such case the attorney-general on behalf of the state may apply to the superior court for a review of the proceedings before said commission within six months after the certificate of such assessment shall have been filed with the state treasurer. The superior court shall thereupon give to the parties such notices and hearing and shall make such orders and decisions concerning all matters involved in or collateral to the proceedings as justice may require. Whenever on such review it shall appear that the tax on any such company was too small either because of insufficient valuation or because of improper computation of the average rate, the difference between such tax as assessed by the commission and the tax as assessed by the court shall be paid by the company concerned as of the date of the decree of the court, together with the costs of the proceedings. If

the finding of the commission is sustained by the court the costs of the proceedings shall be paid by the state.''

The question being stated,

Shall the proposed amendment, offered by Senator Bass, be adopted?

(Discussion ensued.)

On the above question Senator Bass demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Rice, Adams, Martin and Bass.

The following named Senators voted in the negative: Senators Stahl, Turner, Calley, Edgerly, Wallace, Hamlin, Patch, Greer, Chase, Clough, Leeman, Lord, Ahern, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

Four Senators having voted in the affirmative and nineteen Senators having voted in the negative, the negative prevailed and the proposed amendment was not adopted.

The question recurring,

Shall the amendment proposed by the Honorable Senator from District No. 10 be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

Senator Chase offered the following amendment:

Amend section 11 by adding thereto the following: ''provided, however, that nothing herein contained shall be construed as depriving a corporation of the right to apply to the Superior Court for relief as provided in section 10, chapter 64 of the Public Statutes.''

The question being stated,

Shall the amendment be adopted?

The affirmative prevailed on a *viva voce* vote and the amendment was adopted.

The bill as amended was then ordered to a third reading this afternoon at 2 o'clock.

On motion of Senator Hurd, the rules were so far suspended that the bill was read a third time by title, passed

and sent to the House of Representatives for concurrence in Senate amendments.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

Senate Bill No. 40, An act authorizing laying out a highway in Center Harbor.

House Joint Resolution No. 77, Joint resolution in favor of the Basin Bridge, so called, in Tuftonboro, and opening the channel under said bridge.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 596, An act in amendment of an act entitled "The prevention and removal of nuisances."

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to the penalty for violation of said law.

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha, of Goshen, for necessary expense incurred by him in maintaining his right to a seat in this House.

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation.

House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 598, An act to incorporate the St. Mary's Co-operative Credit Association.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 448, An act to amend section 2 of chapter 78, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909.

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 278, An act to revise the charter of the city of Concord.

E. E. RICE,
For the Committee.

SPECIAL ORDER.

Senator Ahern called for the special order, it being House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

On motion of Senator Ahern the bill was taken from the table and ordered to a third reading this afternoon at 2 o'clock.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of sons of New Hampshire who rendered gallant service in the War of the Rebellion.

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture."

House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds.

House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery lake.

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis.

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln."

The message also announced that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asked the concurrence of the Honorable Senate:

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. Amend section 18 of chapter 10 of the Public Statutes of the state of New Hampshire, by adding to the end thereof the following: 'The physicians making such examination shall be legally registered to practise medicine in New Hampshire, and in the actual practice of their profession at the time of said examination and for at least three years prior thereto. They shall act jointly in making such examination and their certificate shall bear the date of said examination. Neither of said physicians shall be a relative of the person alleged to be insane, or an official of the institution to which it is proposed to commit such person. Any violation of the terms of this act may be punished by a fine not exceeding one hundred dollars. The certificate of insanity shall be in the form prescribed by the commission and shall contain the facts and circumstances upon which the judgment of the physicians is based.

" 'SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.' "

On motion of Senator Clough, the Senate voted to concur with the House of Representatives in its amendments to the foregoing bill.

The message further announced that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bill:

Senate Bill No. 25, An act relating to the terms of the

Superior Court in and for the county of Grafton and to abolish the judicial districts now existing in said county.

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on Finance,

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years.

To the Committee on Agriculture,

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture."

To the Committee on Towns and Parishes,

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln.

To the Committee on Public Health,

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill sent up from the House of Representatives, was read a first and second time by title:

House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds.

On motion of Senator Wallace, the rules were further suspended, reference to committee dispensed with, and the bill read a third time by title and passed.

The following joint resolutions, sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of sons of New Hampshire who rendered gallant service in the War of the Rebellion.

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

To the Committee on Fisheries and Game,

House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery lake in the town of Whitefield.

On motion of Senator Turner, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it be to meet this afternoon at 3 o'clock.

On motion of Senator Calley, all bills in order for a third reading this afternoon at 2 o'clock were made in order for a third reading this afternoon at 3 o'clock.

On motion of Senator Parker, the Senate adjourned.

AFTERNOON.

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Incorporations, to whom was referred Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchise of the North Shore Water Company, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading tomorrow morning at 11 o'clock.

NEW BILL.

Senator Ahern, for the Committee on Incorporations, reported the following entitled bill and recommended its passage:

An act to incorporate No. 290, Fraternal Order of Eagles, of Manchester, N. H.

The report was accepted and the bill read a first and second time.

On motion of Senator Ahern the rules were so far suspended that the bill was read a third time, passed and sent to the House of Representatives for concurrence.

THIRD READINGS.

The following joint resolution was read a third time and passed:

Senate Joint Resolution No. 1, Joint resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents, for public printing.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 530, An act to prohibit free transportation of passengers by railroads or other common carriers.

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

Agreeably to the foregoing motion of Senator Hurd, the following entitled bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments:

House Bill No. 555, An act in relation to dividends of savings banks.

WITHDRAWAL OF MOTION TO RECONSIDER.

Senator Ahern withdrew his notice of motion to reconsider the vote whereby the following entitled bill, "House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway," was passed.

The bill was then sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Emery, the Senate adjourned.

WEDNESDAY, APRIL 7, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

The reading of the journal having been commenced, on motion of Senator Sanborn the rules were so far suspended that its further reading was dispensed with.

COMMITTEE REPORTS.

Senator Wallace, for the Committee on Finance, to whom was referred House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts;

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston;

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of sons of New Hampshire who rendered gallant service in the War of the Rebellion;

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years, having considered the same, reported the same without amendment and recommended their passage.

Senator Clough, for the Committee on Finance, to whom was referred House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason;

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake, having considered the same, reported the same without amendment and recommended their passage.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908;

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home, having considered the same, reported the same without amendment and recommended their passage.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 580, An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor";

House Bill No. 603, An act in amendment of chapter 236 of the Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company," having considered the same, reported the same without amendment and recommended their passage.

Senator Chase for the Committee on Revision of the Laws, to whom was referred House Bill No. 592, "An act to authorize the county of Cheshire to take certain water for county purposes," having considered the same reported the same without amendment and recommended its passage.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 414, "An act abolishing the common council of the City of Nashua, and changing the date of the city election," having considered the same, reported the same without amendment and recommended its passage.

Senator Emery, for the Committee on Towns and Parishes, to whom was referred House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln," having considered the same reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 602, "An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds," having considered the same, reported the same without amendment and recommended its passage.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 457, entitled An act in amendment of chapter 244 of the Laws of 1907, entitled, "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire,'" having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills and joint resolutions severally ordered to a third reading this afternoon at 2 o'clock.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 8 by adding after the word "license" in the second line thereof the following: "And shall be paid into the treasury of the city or town in which the license is to be in force," so that said section as amended shall read as follows:

"Section 8. The fee for such license or renewal thereof shall be fixed by the board which issues the license and shall be paid into the treasury of the city or town in which the license is to be in force, and no person in any city or town shall be required to pay a larger fee for said license than that required to be paid by any other person in the same city or town for a similar license; such license shall expire in one year after the date thereof and may be renewed upon application to the licensing board."

The report was accepted and the amendment adopted. On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 564, An act in relation

to the Union School District of the town of Littleton, having considered the same, reported the same with the following amendment and recommended its passage:

Amend by substituting the following section for Section 2:

"Sect. 2. At the annual meeting of the voters of said district, for the year 1909, or any adjournment thereof, there shall be elected by ballot, a board of education, to consist of three or five members, as the said meeting may determine; provided, if it is voted that the said board shall consist of three members, then one member shall be elected for one year, one for two years, and one for three years, and thereafter one member shall be elected at each annual meeting of said district, to serve three years; and provided further, if it is voted that the said board shall consist of five members, then one member shall be elected for one year, two for two years, and two for three years, and thereafter, as the respective terms expire, a member or members shall be chosen for a term of three years, to fill the vacancy or vacancies, and in either event, said members shall serve until their successors are elected and qualified."

The report was accepted and amendment adopted.

On motion of Senator Turner, the rules were so far suspended that the bill was read a third time by title, passed, and sent to the House of Representatives for concurrence in Senate amendments.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 168, An act to amend section 21, chapter 180, of the Public Statutes, relating to the payment of wages, having considered the same reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted.

The question being stated,

Shall the resolution of the committee be adopted?

(Discussion ensued.)

On the above question Senator Ahern demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Stahl, Turner, Calley, Patten, Hurd and Entwistle.

The following named Senators voted in the negative: Senators Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin, Bass, Leeman, Lord, Ahern, Parker, Sanborn and Emery.

Six Senators having voted in the affirmative and seventeen Senators having voted in the negative, the negative prevailed and the resolution of the Committee was not adopted.

Senator Ahern moved that the rules be so far suspended that the bill be read a third time by title at the present time and passed.

The question being stated,

Shall the rules be suspended?

Senator Entwistle moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

On the above question Senator Entwistle called for a division.

Division being had, and four senators having voted in the affirmative and fifteen senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone was lost.

The question recurring,

Shall the rules be suspended?

The affirmative prevailed, the rules were suspended and the bill read a third time by title and passed.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery

lake in the town of Whitefield, having considered the same, reported the same with the following resolution,

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Calley, for the Committee on the Judiciary, to whom was referred Senate Bill No. 23, An act to authorize the city of Laconia to procure, own and operate a system of water works for said city, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 111, An act to prohibit the soliciting of employment by attorneys-at-law, having considered the same, reported the same with the following resolution:

Resolved, that it is inexpedient to legislate.

The report was accepted and the resolution of the Committee adopted.

THIRD READINGS.

The following entitled Senate bill was read a third time, passed, and sent to the House of Representatives for concurrence:

Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchise of the North Shore Water Company.

NEW BILLS.

Senator Chase, for the Committee on the Judiciary, reported the following entitled bill and recommended its passage:

An act in relation to the Village Fire Precinct of Wolfeboro.

The report was accepted and the bill read a first and second time.

On motion of Senator Edgerly, the rules were so far suspended that the bill was read a third time by title, passed, and sent to the House of Representatives for concurrence.

Senator Chase, for the Committee on the Judiciary, reported the following entitled bill and recommended its passage:

An act in amendment of chapter 114 of the Public Statutes relating to the licensing of shows.

The report was accepted and the bill read a first and second time. On motion of Senator Entwistle, the rules were so far suspended that printing was dispensed with and the bill read a third time by title, passed, and sent to the House of Representatives for concurrence.

Senator Hurd, for the Committee on Railroads, reported the following entitled bill and recommended its passage:

An act in amendment of an act entitled "An act to prohibit free transportation of passengers by common carriers," passed at this session.

The report was accepted and the bill read a first and second time. On motion of Senator Hurd, the rules were so far suspended that printing was dispensed with and the bill read a third time, passed, and sent to the House of Representatives for concurrence.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, and a joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doings of the same.

House Bill No. 622, An act relating to the taxation of public service companies.

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

House Bill No. 109, An act in amendment of and in addition to section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk.

House Bill No. 605, An act prohibiting fishing through the ice on Keyser Lake and Gile Pond in the town of Sutton, Corbett Pond in the town of Windham and Canobie Lake in the towns of Windham and Salem.

House Bill No. 606, An act for the punisment of carelessness by hunters.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes relating to tax exemption.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack County.

House Bill No. 561, An act to improve the state system of forest protection.

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company."

House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children.

House Bill No. 611, An act to provide for the appointment of probation officers in certain cases.

House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

House Joint Resolution No. 88, Joint resolution in favor

of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the Adams act.

House Bill No. 121, An act in relation to publicity of primary and election contributions and expenditures.

House Bill No. 620, An act in relation to the adoption and transfer of children.

House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the school district of Wakefield, holden on the ninth day of March, 1909.

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

House Bill No. 300, An act changing the time of holding municipal elections in the city of Manchester.

House Bill No. 631, An act in amendment of section 2, chapter 74 of the Session Laws of 1907, relating to transportation by common carriers.

The message further announced that the House of Representatives has voted not to concur with the Honorable Senate in its amendment to the following entitled bill:

House Bill No. 48, An act to prohibit the manufacture and sale of articles containing cocaine, and asks for a committee of conference, and the Speaker has appointed as such committee on the part of the House Messrs. Toothaker of Berlin, Hackett of Portsmouth, and Joslin of Bennington.

COMMITTEE OF CONFERENCE.

On motion of Senator Calley, the following resolution was adopted:

Resolved, That a committee of three on the part of the Senate be appointed by the President to confer with a House committee of conference in regard to the Senate amendments to House Bill No. 48, entitled "An act to prohibit the manufacture and sale of cocaine and articles containing cocaine."

The President appointed as members of such committee on the part of the Senate, Senators Calley, Edgerly and Adams.

READ AND REFERRED.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions.

House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children.

House Bill No. 611, An act to provide for the appointment of a probation officer in certain cases.

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same.

House Bill No. 121, An act in relation to the publication of primary and election contributions and expenditures.

House Bill No. 300, An act changing the time for holding municipal elections in the city of Manchester.

To the Committee on Railroads,

House Bill No. 258, An act relating to motor vehicles and the operation thereof.

House Bill No. 631, An act in amendment of section 2, chapter 79 of the Session Laws of 1907, relating to transportation by common carriers.

To the Committee on Revision of the Laws,

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 630, An act fixing the office hours of the register of probate for Merrimack County.

To the Committee on Agriculture,

House Bill No. 625, An act providing for the payment

of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and Mechanic Arts.

House Bill No. 109, An act in amendment of and in addition to section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk.

To the Committee on Fisheries and Game,

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond in the town of Sutton, Corbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 606, An act for the punishment of carelessness by hunters.

To the Committee on Incorporations,

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 274, Session Laws of 1904, entitled "An act to incorporate the Pittsfield Light and Power Company."

To the Committee on Forestry,

House Bill No. 561, An act to improve the state system of forest protection.

To the Committee on Public Health,

House Bill No. 620, An act in relation to the adoption and transfer of children.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title:

House Bill No. 622, An act relating to the taxation of public service companies.

Senator Hurd moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

Senator Bass demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Stahl, Turner, Calley, Wallace, Chase, Clough, Leeman, Lord, Ahern, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named Senators voted in the negative: Senators Edgerly, Rice, Hamlin, Patch, Greer, Adams, Martin, Bass and Parker.

Fourteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the bill was indefinitely postponed.

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title:

House Bill No. 623, An act legalizing and ratifying the votes and proceedings at the annual meeting of the school district of Wakefield holden on the ninth day of March, 1909.

On motion of Senator Edgerly the rules were further suspended, reference to committee dispensed with and the bill read a third time by title and passed.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bill sent up from the House of Representatives was read a first and second time by title:

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

On motion of Senator Leeman, the rules were further suspended, reference to committee dispensed with and the bill read a third time by title and passed.

The following joint resolution, sent up from the House of Representatives, was read a first and second time and referred to the Committee on Agriculture:

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and Mechanic Arts, authorizing the acceptance of state and federal appropriations made under the terms of the Adams act.

NOTICES OF RECONSIDERATION.

Senator Emery gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the following entitled bill, "House Bill No. 128 (mistake as to number, bill being No. 168), An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages," was passed.

Senator Ahern gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the following entitled bill, "House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages," was passed.

RECONSIDERATION OF VOTE.

Senator Entwistle moved that the rules be so far suspended as to permit the reconsideration of the vote whereby the report of the committee "that it is inexpedient to legislate" on the following entitled bill, "House Bill No. 521, An act to provide for sanitary inspection," was adopted.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed and the rules were suspended.

Senator Entwistle moved to reconsider the vote whereby the Senate adopted the resolution of the committee, that it is inexpedient to legislate on the following entitled bill, "House Bill No. 521, An act to provide for sanitary inspection."

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

On motion of Senator Entwistle, the foregoing bill was recommitted to the Committee on Finance.

On motion of Senator Entwistle, the Senate adjourned.

AFTERNOON.

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 209, An act for the support and encouragement of common schools.

House Bill No. 634, An act in amendment of an act passed at the session of 1909, entitled "An act relating to sentences to the state prison."

House Bill No. 635, An act authorizing the county of Hillsborough to issue bonds for the erection of a house of correction at Goffstown and Manchester.

READ AND REFERRED.

On motion of Senator Bass, the rules were so far suspended that the following entitled bill, sent up from the House of Representatives, was read a first and second time by title and referred to the Committee on Education:

House Bill No. 209, An act for the support and encouragement of common schools.

The following entitled bill, sent up from the House of Representatives, was read a first and second time:

House Bill No. 635, An act authorizing the county treasurer to issue bonds for the erection of a house of correction in Goffstown and Manchester.

On motion of Senator Parker, the rules were so far suspended that reference to committee was dispensed with and the bill read a third time by title and passed.

The following entitled bill, sent up from the House of Representatives, was read a first and second time:

House Bill No. 634, An act in amendment of an act passed by the session of 1909, entitled "An act relative to sentences to the state prison."

On motion of Senator Wallace, the rules were so far suspended that reference to committee was dispensed with and the bill read a third time by title and passed.

COMMITTEE REPORTS.

Senator Calley, for the Committee on the Judiciary, to whom was referred Senate Bill No. 44, An act in amendment of section 16 of chapter 95 of the Laws of 1903, as amended by section 10 of chapter 49 of the Laws of 1905, regulating the hours and days of sale of liquors by licensees, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture," having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rule.

Senator Martin, for the Committee on Forestry, to whom was referred House Bill No. 561, An act to improve the state system of forest protection, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rule.

Senator Calley, for the Committee on the Judiciary, to whom was referred House Bill No. 579, An act to Establish a Normal School, to appropriate money for the same and to provide for its maintenance, having considered the same, reported the same without any recommendation. The report was accepted and the bill referred to the Committee on Finance under the rule.

REPORT OF COMMITTEE OF CONFERENCE.

The Committee of Conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled 'An act in relation to fire escapes on certain buildings,'" recommend that the amendment of the Senate to said bill be further amended so that the last sentence of section 1 of said bill shall read as follows: "The provisions of this section shall not apply to any such factory building which shall be adequately equipped with fireproof stairways, or other means of exit, duly approved in writing by said officers;" and that the Senate agree to said amendment to its amendment and that the House concur in the amendment above written.

JOHN A. EDGERLY,
WM. M. CHASE,
FRANK W. LEEMAN,
Senate Confrères.

TYLER E. GALE,
D. J. FORSAITH,
ALLEN HOLLIS,
House Confrères.

The report was accepted, and on motion of Senator Chase the Senate voted to adopt the amendments as amended by the Committee of Conference.

NEW BILL.

Senator Calley, for the Committee on the Judiciary, reported a bill with the following title and recommended its passage:

An act to enable the town of Hampton to raise by taxation the sum of one thousand dollars for the purpose of

procuring a chemical fire engine by a levy on a part of the property in said town.

The report was accepted and the bill read a first and second time.

On motion of Senator Sanborn, the rules were so far suspended that the bill was read a third time by title, passed, and sent to the House of Representatives for concurrence.

NOTICE OF RECONSIDERATION.

Senator Entwistle gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the following entitled bill, "House Bill No. 622, An act relating to the taxation of public service companies," was indefinitely postponed.

THIRD READINGS.

On motion of Senator Entwistle the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for a term of two years.

House Bill No. 592, An act to authorize the County of Cheshire to take certain water for county farm purposes.

House Bill No. 414, An act to abolish the common council of the city of Nashua and changing the date of the city election.

House Bill No. 457, An act in amendment of chapter 44 of the Laws of 1907, entitled "An act in amendment of chapter 306, Laws of 1907, entitled, 'An act to incorporate the Connecticut River Power Company of New Hampshire.'"

House Bill No. 580, An act in amendment of chapter 95, Laws of 1907, entitled, "An act to regulate the traffic in intoxicating liquors."

House Bill No. 603, An act in amendment of chapter 236,

Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

House Bill No. 602, An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds.

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled, "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln."

The following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 13, Joint resolution to provide pay for the enlisted men of the Second Regiment of the Hospital Corps of the New Hampshire National Guard who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange the portraits of the sons of New Hampshire who rendered gallant service in the War of the Rebellion.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake.

House Joint Resolution No. 78, Joint resolution in favor of New Hampshire Soldiers' Home.

WITHDRAWAL OF MOTION TO RECONSIDER.

Senator Emery withdrew his notice of a motion to reconsider the vote whereby the following entitled bill, "House Bill No. 168, An act in amendment to section 21,

chapter 180 of the Public Statutes, relating to the payment of wages,'' was passed.

Senator Ahern withdrew his notice of a motion to reconsider the vote whereby the following entitled bill ''House Bill No. 168, An act in amendment to section 21, chapter 180 of the Public Statutes, relating to the payment of wages,'' was passed.

On motion of Senator Greer, the Senate adjourned.

THURSDAY, APRIL 8, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

The reading of the journal having been commenced, on motion of Senator Greer the rules were so far suspended that its further reading was dispensed with.

NEW BILL.

Senator Chase, for the Committee on Revision of the Laws, reported a bill with the following title and recommended its passage, ''An act to amend the charter of the city of Berlin.''

The report was accepted and the bill read a first and second time.

On motion of Senator Chase, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence.

COMMITTEE REPORTS.

Senator Chase, for the Committee on Revision of the Laws, to whom was referred House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack county, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Revision of the

Laws, to whom was referred House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin, having considered the same, reported the same without amendment and recommended its passage.

Senator Clough, for the Committee on Finance, to whom was referred House Bill No. 521, An act to provide for sanitary inspections, having further considered the same, reported the same without amendment and recommended its passage.

Senator Entwistle, for the Committee on Finance, to whom was referred House Bill No. 561, An act to improve the state system of forest protection;

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture," having considered the same, reported the same without amendment and recommended their passage.

Senator Parker, for the Committee on Fisheries and Game, to whom was referred House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem, having considered the same, reported the same without amendment and recommended its passage.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company," having considered the same, reported the same without amendment and recommended its passage.

Senator Adams, for the Committee on Public Health, to whom was referred House Bill No. 620, An act in relation to the adoption and transfer of children, having considered the same, reported the same without amendment and recommended its passage.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 631, An act in amendment of section 2, chapter 79 of the Session Laws of 1907, relating to transportation by common carriers, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading this afternoon at 2 o'clock.

Senator Rice, for the Committee on Education, to whom was referred House Bill No. 209, An act for the support and encouragement of common schools, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rule.

Senator Edgerly, for the Committee on Public Health, to whom was referred House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Edgerly, for the Committee on Education, to whom was referred House Bill No. 436, An act creating a school committee for the city of Manchester, having considered the same, reported the same with the recommendation that the bill be referred to the next legislature.

The report was accepted and the recommendation of the committee adopted.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 579, An act to establish a normal school, to appropriate money for the same and to provide for its maintenance, having considered the same, reported the same without recommendation and without prejudice.

The report was accepted.

Senator Rice moved that the bill be ordered to a third reading this afternoon at 2 o'clock.

The question being stated,

Shall the bill be ordered to a third reading this afternoon at 2 o'clock?

Senator Parker moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

On the above question Senator Hamlin demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Turner, Calley, Leeman, Lord, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named Senators voted in the negative: Senators Stahl, Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin, Bass and Ahern.

Ten Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone was lost.

The question recurring,

Shall the bill be ordered to a third reading this afternoon at 2 o'clock?

The affirmative prevailed on a *viva voce* vote and the bill was ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same, having considered the same, reported the same with the following amendment and recommended its passage:

Amend section 1 of said bill by striking out the word "assess" in the twenty-first line and inserting in place thereof the word "appraise," so that said section as amended shall read:

SECTION 1. That the city of Berlin be and hereby is, authorized to hereafter exempt the "Albert Theatre" property, situated in said Berlin, in accordance with the resolution to that effect passed by the city council of the city of Berlin August 4, 1908, as follows:

CITY OF BERLIN.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED AND EIGHT.

A Resolution to Exempt the Croteau Theatre and the lot on the East side of Main Street from taxation for a period of ten years.

Resolved by the city council of the city of Berlin as follows: That the Croteau theatre to be erected and the lot upon which the same is erected on the east side of Main street in Berlin shall be and hereby is exempt from taxation for a period of ten years; this exemption being granted to him and his heirs and assigns.

Provided he shall erect a ground floor theatre to be used as such and for no other purpose.

Provided that the assessors of said city shall annually appraise the property hereinbefore mentioned and the valuation determined upon for the same shall be added to the valuation of all the other property in the city to determine the total valuation for the purposes of state and county tax.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Edgerly, for the Committee on Public Health, to whom was referred House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis, having considered the same, reported the same with the following amendment and recommended its passage:

"Amend said bill by striking out sections 3 and 4, and renumbering the subsequent sections."

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Stahl, for the Committee on Railroads, to whom was referred House Bill No. 258, An act relative to motor vehicles and to the operation thereof, having considered the same reported the same with the following amendment and recommended its passage:

That all after the enacting clause of said bill be stricken out, and the following substituted:

SECT. 1. That section 2 of chapter 86 of the Laws of 1905 be amended by striking out the words, "three dollars," in the 17th and 18th line of said section, and substituting therefor the following: five dollars in the case of an automobile and one dollar in the case of a motor cycle; further amend said section 2 of said chapter 86 by adding after the word "hours," in the 33d line, the following: Each certificate of registration shall terminate on December 31 of the year of issue. So that said section as amended shall read as follows:

"SECT. 2. All automobiles and motor cycles shall be registered by the owner or person in control thereof in accordance with the provisions of this act. Applications for such registration shall be made, by mail or otherwise, to the secretary of state, upon blanks prepared under his authority. The application shall, in addition to such other particulars as may be required by the secretary of state, contain a statement of the name, place of residence, and address of the applicant, with a brief description of the automobile or motor cycle, including the name of the maker, the number, if any, affixed by the maker, the character of the motive power and the amount of such power stated in figures of horse-power, and with such application shall be deposited a registration fee of five dollars in the case of an

automobile and one dollar in the case of a motor cycle. Said secretary of state shall then register in a book to be kept for the purpose, the automobile or motor cycle described in the application, giving to such vehicle a distinguishing number or mark, which in all cases shall be followed by the letters "N. H.," and shall thereupon issue to the applicant a certificate of registration and shall furnish such applicant with two number plates or tags bearing the distinguishing number or mark of his vehicle, followed by the letters "N. H.," of such form as to be conveniently attached to the vehicle registered. The certificate shall contain the name, place of residence and address of the applicant, and the registered number or mark, and shall prescribe the manner in which such registered number or mark shall be displayed upon the vehicle, and shall be in such form and contain such further provisions as the secretary of state may prescribe. The certificate of registration shall always be carried in some easily accessible place in the vehicle described therein. A proper record of all applications and of all certificates issued shall be kept by the secretary of state at his office and shall be open to the inspection of any person during reasonable business hours. Each certificate of registration shall terminate on December 31 of the year of issue. Upon the sale of any automobile or motor cycle its registration shall expire and the vendor shall immediately return the certificate of registration and number plates to said secretary of state, with notice of the sale and of the name, place of residence and address of the vendee."

SECT. 2. That section 3 of said section be amended by inserting after the word "dollars" in the 16th line thereof the word "annually," so that said section as amended shall read as follows:

"SECT. 3. Every manufacturer of or dealer in automobiles or motor cycles, may, instead of registering each such vehicle owned or controlled by him, make application upon

a blank provided by the secretary of state, for a general distinguishing number or mark, and the secretary of state shall, if the facts stated in said application are true, grant said application and issue to the applicant a certificate of registration containing the name, place of residence and address of the applicant and the general number or mark assigned to him and made in such form and containing such further provisions as said secretary of state may determine, and all automobiles or motor cycles owned or controlled by such manufacturer or dealer shall, until sold or let for hire, or loaned for a period of more than five successive days, be regarded as registered under such general distinguishing mark or number. The fee for every such license shall be ten dollars annually, and approved number plates or tags shall be furnished to the applicant by said secretary of state for the sum of one dollar per pair."

SECT. 3. That section 6 of said chapter be amended by adding after the word "state," in the third line of said section, the following: for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state; so that said section as amended shall read as follows:

"SECT. 6. Automobiles or motor cycles owned by non-residents of this state and registered in some other state, may be operated upon the roads and highways of this state, for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, subject, however, to the speed limitations contained in this act. Any non-resident person holding an operator's or chauffeur's license from another state may operate an automobile or motor cycle in this state subject to a revocation or suspension of such right by the secretary of state for cause as hereinafter provided."

SECT. 4. That section 11 of said chapter be amended by

adding to said section the following: All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose. So that said section as amended shall read as follows:

"SECT. 11. It shall be the duty of the secretary of state to perform all acts as provided herein. The fees received under the provisions of this act shall be paid quarterly by the secretary of state into the treasury of the state, and such expenses as may be necessary in carrying out the provisions of this act shall be paid out of the treasury of the state. All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose."

SECT. 5. This act shall take effect upon January 1, 1910, upon which date all registrations of automobiles and motor cycles issued prior thereto shall terminate.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Martin, for the Committee on Forestry, to whom was referred House Bill No. 118, An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire," having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by striking out all of sections 1 and 5 and renumbering the subsequent sections.

Amend the new section 1 by inserting after the words "approved by the," in line 3, the word "state."

Further amend the new section 1 by striking out the words "of such city or town" in lines 3 and 4, so that said section as amended shall read:

"SECTION 1. No person shall operate within any city or town any portable steam mill unless the same is provided with a suitable spark arrester, approved by the state forest fire warden—such approval shall be in writing, signed by the fire warden, and said approval may be revoked by said fire warden, in the same manner."

Amend section 2 by striking out the words "in his city or town" in line 2, so that said section as amended shall read:

"SECT. 2. It shall be the duty of the fire warden to examine all portable steam mills whenever he deems it necessary, to determine whether they are provided with suitable spark arresters, and whether the same are kept in constant use."

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions, having considered the same, reported the same with the following amendment and recommended its passage:

Amend said bill by striking out the word "assess" in the fourth and fourteenth lines, and inserting in place thereof the word "appraise," so that said bill as amended shall read:

"SECTION 1. Amend section 11 of chapter 55 of the Public Statutes by adding at the end of said section the

following: Provided, however, that the assessors shall annually appraise such property and the valuation determined upon for the same shall be added to the valuation of all other property in the town to determine the total valuation for the purposes of state and county tax; so that said section as amended shall read:

" 'SECT. 11. Towns may by vote exempt from taxation for a term not exceeding ten years any manufacturing establishment proposed to be erected or put in operation therein and the capital to be used in operating the same, unless such establishment has been previously exempted by some town. Provided, however, that the assessors shall annually appraise such property and the valuation determined upon for the same shall be added to the valuation of all other property in the town to determine the total valuation for the purposes of state and county tax.' "

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at 2 o'clock.

BILLS ENGROSSED.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 530, An act to prohibit free transportation of passengers by carriers.

Senate Bill No. 30, An act in relation to telephones and installing the same.

House Bill No. 555, An act in relation to dividends of savings banks.

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

House Bill No. 517, An act relating to negotiable instru-

ments (being an act to establish a law uniform with the laws of other states on that subject).

House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds.

Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the county of Grafton, and to abolish the judicial districts now existing in said county.

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons.

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

Senate Bill No. 47, An act repealing an act of the Session Laws of 1909, entitled "An act amending section 52, chapter 79 of the Public Statutes, relating to fish and game."

House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway.

E. E. RICE,
For the Committee.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed bills with the following titles, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 85, Joint resolution for designated highways.

House Joint Resolution No. 82, Joint resolution in favor of Long Island Bridge and raising the same, for the improvement of navigation in Lake Winnipesaukee.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in defending their rights to seats in this House.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the State Library building.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England fruit show.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the northwest corner of the town of Plaistow.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

House Bill No. 599, An act in amendment of section 2, chapter 114, Session Laws of 1907, entitled "An act to extend the state highway system."

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Bill No. 267, An act to regulate trolling.

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms.

House Bill No. 636, An act to legalize the votes and proceedings of school meeting in the town district of Warner held April 6, 1909.

House Bill No. 16, An act for the taxation of forest lands and the timber thereon.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities.

House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes relating to the election of railroad commissioners.

House Bill No. 627, An act to regulate the sale of concentrated commercial feeding stuffs.

House Bill No. 607, An act in amendment of chapter 92, Laws of 1889, entitled "An act to prohibit the deposit of sawdust, shavings, or other refuse in the Wildcat Stream in the town of Jackson."

House Bill No. 632, An act making appropriations for

the expenses of the State of New Hampshire for the year ending August 31st, 1910.

House Bill No. 633, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1911.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bills:

Senate Bill No. 47, An act repealing an act of the Session Laws of 1909 entitled "An act amending section 52 relating to fish and game."

Senate Bill No. 45, An act to provide for an issue of bonds to defray the expenses of establishing a state sanatorium for consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

Senate Bill No. 50, An act in relation to the village fire precinct of Wolfeboro.

Senate Bill No. 51, An act in amendment of an act entitled "An act to prohibit free transportation of passengers by common carriers," passed at this session.

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town.

The message also announced that the House of Representatives concurred with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business.

House Bill No. 564, An act in relation to the Union School District of the town of Littleton.

The message also announced that the House of Representatives concurred with the Honorable Senate in the passage of the following entitled House bill in Senate new draft:

House Bill No. 267, An act to regulate trolling.

The message also announced that the House of Representatives had voted to accept the following report of the committee on conference:

REPORT OF THE COMMITTEE ON CONFERENCE OF THE SENATE AND HOUSE OF REPRESENTATIVES ON SENATE BILL 15.

Your Committee on Conference recommends that the Senate recede from its vote whereby it voted not to concur in the amendment adopted by the House of Representatives to Senate Bill No. 15, entitled "An act to provide for the nomination of party candidates by direct primary."

Your committee further recommends the adoption by the Senate and House of Representatives of the following amendments to said amendment adopted by the House of Representatives:

By inserting the word "and" after the word "town" in line 2, paragraph 1, section 2. By striking out the words "and ward officers" in line 3 of same paragraph, and inserting in place thereof the word "elections," and by inserting after the word "except" in same line the words "as to elections of."

By adding at the end of paragraph 1, section 2, the following: "who shall be elected at each biennial election," so that said paragraph shall read: "SECT. 2. (1) This act shall not apply to special elections to fill vacancies nor to city, town and school district elections except as to elections of moderator and supervisors of the checklist who shall be elected at each biennial election."

By adding at the end of paragraph 2, section 2, the following, "for the biennial election of 1910."

By inserting at the end of paragraph 1, section 4, the following, "except presidential electors."

By inserting after paragraph 1, section 4, the following: "(2) At each such primary there shall be elected in each town and ward, from the legal voters in such town or ward, as many state delegates as such town or ward is entitled to elect representatives to the General Court at the election next following such primary."

By changing the number of paragraph 2, section 4, to paragraph 3.

By adding at the end of paragraph 1, section 5, the following, "and delegates to the state convention are to be elected."

By adding after the word "nominated" in line 12, paragraph 2, section 5, the following, "and delegates to be elected."

By inserting after the blank in line 14, paragraph 1, section 6, the following, "(or for election as delegate to the state convention)."

By inserting after the word "nomination" in line 18, paragraph 1, section 6, the following, "or election."

By inserting after the word "office" in line 19, paragraph 1, section 6, the following, "or if elected as such delegate."

By striking out the word "and" after the word "moderator" in line 29, sub-paragraph b, paragraph 2, section 6.

By inserting after the word "checklist" in line 29, sub-paragraph b, paragraph 2, section 6, the following, "and delegates to state conventions."

By inserting at the end of paragraph 1, section 13, the following, "or the delegates of such party from their respective towns and wards."

By striking out the word "and" in line 6, paragraph 1, section 19, and by inserting after the word "representatives" in line 6, paragraph 1, section 19, the following, "and state delegates elected."

By inserting after the word "nominees" in line 10, paragraph 2, section 19, the following, "and state delegates."

By inserting after the word "nominees" in line 24, paragraph 3, section 19, the following, "and state delegates."

The above references to sections and lines refer to the printed bill hereto attached for reference.

GEO. H. TURNER,
CLARENCE I. HURD,
ROBERT P. BASS,
Senate Confrères.

EDWARD H. WASON,
ROBERT J. MERRILL,
House Confrères.

On motion of Senator Turner, the Senate voted to recede from its position of non-concurrence in the amendments adopted by the House of Representatives to the foregoing bill.

On motion of Senator Calley the Senate voted to accept the report of the committee of conference and adopt the amendments as amended by the committee of conference.

The message also announced that the House of Representatives had voted to accept the following report of the committee of conference:

REPORT OF THE COMMITTEE OF CONFERENCE OF THE SENATE AND HOUSE OF REPRESENTATIVES ON HOUSE BILL NO. 568.

The Committee of Conference, to whom was referred House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," having considered the same, report and recommend that the amendment of the Senate to said bill be further amended, so that the last sentence of section 1 of said bill shall read as follows: "The provisions of this section shall not apply to any such factory building which shall be ade-

quately equipped with fireproof stairways, or other means of exit, duly approved in writing by said officers;" and that the Senate agree to said amendment to its amendment and that the House concur in the amendment above written.

JOHN A. EDGERLY,
WM. M. CHASE,
F. W. LEEMAN,
Senate Confrères.

TYLER E. GALE,
DARIUS J. FORSAITH,
ALLEN HOLLIS,
House Confrères.

READ AND REFERRED.

(Senator Edgerly in the chair.)

The following joint resolutions sent up from the House of Representatives, were severally read a first and second time and referred:

To the Committee on Finance,

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the State Library building.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Joint Resolution No. 86, Joint resolution in favor of Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee, for expenses incurred in defending their rights to seats in this House.

House Joint Resolution No. 82, Joint resolution in favor of Long Island bridge, and raising the same for the improvement of navigation in Lake Winnipesaukee.

House Joint Resolution No. 85, Joint resolution for designated highways.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements for the state sanitorium for consumptives.

House Joint Resolution No. 18, Joint Resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., in the northwest corner of the town of Plaistow.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Industrial School.

(The President in the chair.)

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England fruit show.

On motion of Senator Hurd, the Senate voted to take a recess until 1.55 p. m.

(Recess.)

The Senate reassembled.

(Senator Emery in the chair.)

On motion of Senator Entwistle, the rules were so far suspended that the following entitled bills sent up from the House of Representatives were severally read a first and second time by title and referred:

To the Committee on the Judiciary,

House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities.

House Bill No. 16, An act for the taxation of forest lands and the timber thereon.

House Bill No. 607, An act in amendment of chapter 92, Laws of 1889, entitled "An act to prohibit the deposit of sawdust, shavings or other refuse in the Wildcat stream in the town of Jackson."

To the Committee on Finance,

House Bill No. 58, An act to provide additional facilities to the New Hampshire State Hospital.

House Bill No. 47, An act in amendment of chapter 133, Laws of 1907, relating to the Industrial School.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to the compensation and expenses of the cattle commissioners.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to burial of soldiers and sailors.

House Bill No. 633, An act making appropriation for the expenses of the State of New Hampshire for the year ending August 31, 1911.

House Bill No. 632, An act making provision for the expenses of the State of New Hampshire for the year ending August 31, 1910.

To the Committee on Fisheries and Game,

House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms.

(The President in the chair.)

To the Committee on Education,

House Bill No. 636, An act to legalize the votes and proceedings of the school meeting in the town district of Warner held April 6, 1909.

To the Committee on Agriculture,

House Bill No. 483, An act amending chapter 60, Session Laws of 1901, providing for the licensing of dogs kept for breeding purposes.

House Bill No. 627, An act to regulate the sale of concentrated feeding stuffs.

To the Committee on Incorporations,

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

To the Committee on Railroads,

House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners.

To the Committee on Public Improvements,

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

NOTICE OF RECONSIDERATION.

Senator Stahl gave notice of motion to reconsider the vote whereby the following entitled bill, "House Bill No. 168, An act in amendment of section 21, chapter 180, of the Public Statutes, relating to the payment of wages," was passed.

NOTICE OF WITHDRAWAL OF MOTION TO RECONSIDER.

Senator Entwistle withdrew his notice of a motion to reconsider the vote whereby the Senate voted to concur with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That the present session of the Legislature be brought to a final adjournment on Friday, April 9, at 12 o'clock noon.

REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 48.

The committee of conference on the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 48, An act to prohibit the manufacture

and sale of cocaine and articles containing cocaine," report the same with the following recommendation:

Amend the Senate amendment by striking out the words "physicians' prescriptions" and inserting in place thereof the words "the original prescription of a physician," and by adding to the end of said amendment the words "and not refilled," so that said amendment as amended shall read:

"SECT. 2. It shall be unlawful for any person, firm or corporation to sell, exchange, deliver, expose for sale, give away or have in his possession or custody with intent to sell, exchange, deliver or give away, in any street, way, square, park or other public place, or in any hotel, restaurant, liquor-saloon, barroom, public hall, place of amusement, or public building, any cocaine or any of its salts, or any synthetic substitute for the aforesaid, or any preparation containing any of the same, provided, however, that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists upon the original prescription of a physician, provided the prescription is retained and kept on file as authority for the sale and not refilled."

GEO. H. CALLEY,
H. E. ADAMS,
JOHN A. EDGERLY,
Senate Confrères.

O. H. TOOTHAKER,
GEO. O. JOSLIN,
WALLACE HACKETT,
House Confrères.

On motion of Senator Rice, the Senate voted to accept the report of the committee of conference and adopted the amendments as amended by the committee of conference.

On motion of Senator Entwistle, the Senate voted to take a recess subject to the call of the President.

(Recess.)

The Senate reassembled.

COMMITTEE REPORTS.

Senator Emery, for the Committee on Agriculture, to whom was referred House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the Adams act;

House Bill No. 109, An act in amendment of and in addition to section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk, having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolution severally ordered to a third reading this afternoon at 2 o'clock.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and Mechanic Arts, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rule.

Senator Emery, for the Committee on Fisheries and Game, to whom was referred House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Emery, for the Committee on Fisheries and

Game, to whom was referred House Bill No. 606, An act for the punishment of carelessness by hunters, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Hurd, for the Committee on Railroads, to whom was referred House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Entwistle, for the Committee on Public Improvements, to whom was referred House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system," having considered the same, reported the same with the following amendments and recommended its passage:

Amend House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system," by adding to the title thereof the following words: "and in amendment of chapter 35, Laws of 1905, entitled 'An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state and in amendment of chapter 139, Laws of 1907,'" so that said title shall read as follows: "An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled 'An act to extend the state highway system and in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907.'"

Further amend said bill by adding the following sections:

SECT. 3. Amend section 10 of chapter 35, Laws of 1905, by striking out the entire section and substituting therefor the following:

"SECT. 10. The sum of $125,000.00 annually is hereby appropriated for the purpose of paying the interest and annual installments of the principal of the bonds hereinafter authorized and for the purpose of securing the permanent improvement of main highways in accordance with the provisions of this act, and for the maintenance of state highways. Any unexpended balance of any annual appropriation shall be applied to and be made additional to the appropriation for the succeeding year. Upon the sale of any bonds the treasurer shall estimate the amount necessary to be set aside annually to cover such bonds when they shall become due, and shall also estimate the amount necessary to pay the interest on same, and the balance left after deducting said amounts shall be available for the other purposes mentioned in this act. After the said amount shall have been set aside, and after the expenses of the administration of this act and the amounts necessary for road maintenance shall have been provided for, the remainder of the total sum appropriated by this act, together with the proceeds from sale of bonds as hereinafter provided, shall be available for the purposes of section 5 of this act, as designated under section 15 of this act. In making apportionments to said trunk lines it shall be the duty of the governor and council to apportion the sums as nearly equal as practicable to each of the three trunk lines as hereinafter described."

SECT. 4. Further amend said act by striking out the second sentence of section 14 so that said section shall read as follows:

"SECT. 14. The word 'valuation' as used in this act shall be construed to mean the assessed valuation of the previous year."

SECT. 5. Further amend said act by adding sections 15, 16, 17, 18, 19, 20 and 21 as follows:

"SECT. 15. The governor and council shall forthwith designate for improvement by suitable description three continuous highways from the Massachusetts state line northerly. The first route so designated shall extend from the Massachusetts state line at Seabrook to and through Pinkham Notch, thence through Dixville Notch to Colebrook and shall be known as the east side road. The second route so designated shall extend from the Massachusetts state line at Nashua over the road designated by the governor and council under chapter 139, Laws of 1907, and continuing beyond the said route to the town boundary between the towns of Woodstock and Lincoln, and shall be known as the Merrimack Valley road. The third route so designated shall extend from the Massachusetts state line at a point to be determined by the governor and council along the Connecticut and Ammonoosuc valleys to the terminus of the east side road at Colebrook, and shall be known as the west side road.

"SECT. 16. The routes of such highways may be changed from existing highways by the governor and council to such extent as in their opinion the good of the public may require, and for that purpose they are hereby authorized to designate such changes, to take or purchase land and have damages assessed therefor in accordance with the provisions of this act.

"SECT. 17. No city or town through which said roads are designated to pass shall receive any state aid for highway improvement on city or town roads except on the road so designated until said improvements of such roads are completed within such cities or towns. No state funds, however, shall be expended for improvements of any highways in the compact portion of any city or town, should there be any, such compact portion to be determined by the governor and council.

"SECT. 18. Cities and towns in which the roads designated

or provided for in sections 15 and 16 of this act lie, shall receive from the funds available as herein provided one-half the cost of such improvements of roads within their limits and such further sums in towns unable to pay that proportion as in the opinion of the governor and council may be equitable. Improvements of said roads in any city or town shall be made upon application by said city or town as hereinbefore provided, except, however, that application shall not be required to be filed previous to May 1 of any year.

"SECT. 19. The treasurer of the state is hereby authorized under the direction of the governor and council, to issue bonds or certificates of indebtedness in the name and on behalf of the state to an amount not exceeding one million dollars, payable in such sums and at such times, not exceeding thirty years, as the governor and council shall determine. They shall bear interest not to exceed 3½ per cent. per annum, payable semi-annually, and have interest coupons attached to each bond and said bonds and coupons shall be signed by the treasurer and be made payable at such place or places as the governor and council shall designate. Such bonds shall be called the Highway Bonds and shall be countersigned by the governor and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds countersigned by the governor, showing the number and amount of each bond, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such bonds by direction of the governor and council in such manner as they may determine most advantageous to the state, but the amount to be issued in any one year shall not exceed one-fourth of the total authorized issue, and no bond shall be sold for less than its par value nor shall such

bonds be loaned, pledged or hypothecated in any way whatever in behalf of the state. Before said bonds are negotiated and sold they shall be offered for at least thirty days to residents of the state of New Hampshire at par value and all bonds so disposed of shall not be taxable in this state, provided they are held by residents of this state, and shall bear interest at 3 per cent. The proceeds of the sale of said bonds shall be held by the treasurer, and paid by him upon warrants drawn by the governor for the purposes of this act, but no proceeds, however, shall be used for the maintenance of highways or for any purpose except permanent construction or improvement as herein provided and for the necessary expenditures in the administration of this act.

"SECT. 20. The roads designated under sections 15 and 16 of this act shall be maintained by the city, town or place within which it is located at the expense of the city, town or place, and to the satisfaction of the governor and council, and in case any city, town or place shall neglect to make repairs ordered by the governor and council, such repairs shall be made under the direction of the governor and council at the expense of the state, and the cost thereof shall be added to the state tax for that city, town or place for the next year, except that assistance may be rendered by the governor and council to such towns or places as are in their opinion equitably entitled thereto, from any funds provided for such purpose by this act.

"SECT. 21. The governor is hereby authorized to draw his warrants for the payment of any sum or sums of money provided for by this act out of any money in the treasury and all acts or parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage."

SECT. 6. The unexpended amounts apportioned by the governor and council under chapter 139, Laws of 1907, to cities and towns on the Merrimack Valley road as provided for in that chapter, together with the unexpended amounts

appropriated by the towns on said road, shall continue as joint funds to be expended under the provisions of chapter 35, Laws of 1905, as amended by this act, and all existing contracts made under the provisions of said chapter 139, Laws of 1907, shall remain in force.

SECT. 7. This act shall take effect upon its passage, and all acts and parts of acts inconsistent with this act are hereby repealed.

The report was accepted and the amendments adopted.

Senator Wallace moved that the rules be so far suspended that reference of the bill to the Committee on Finance be dispensed with.

The question being stated,

Shall the rules be suspended?

On the above question the President ordered a division.

Division being had, sixteen Senators voted in the affirmative and six Senators voted in the negative, the affirmative prevailed, the rules were suspended and reference to the Committee on Finance was dispensed with.

Senator Wallace moved that the rules be further suspended and that the bill be read a third time by its title at the present time.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed and the bill read a third time by its title.

The question being stated,

Shall the bill pass?

On the above question Senator Ahern demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Stahl, Turner, Rice, Wallace, Hamlin, Patch, Greer, Martin, Bass, Leeman, Lord, Parker, Patten, Sanborn, Hurd and Entwistle.

The following named Senators voted in the negative:

Senators Calley, Edgerly, Chase, Clough, Adams, Ahern and Emery.

Sixteen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed, the bill passed and was sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Entwistle, the Senate adjourned.

AFTERNOON.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its passage of the following entitled bill, with amendment, and in the passage of said amendment it asks the concurrence of the Honorable Senate:

Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goffs Falls.

Amend said bill by striking out all of section 7 and inserting in place thereof the following:

"SECT. 7. The provisions of this act shall be inoperative and void unless said dam shall be completed within six years from and after its passage."

On motion of Senator Ahern the Senate voted to concur with the House of Representatives in its amendments to the foregoing bill.

COMMITTEE REPORTS.

Senator Ahern, for the Committee on Incorporations, to whom was referred House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H., having considered the same, reported the same without amendment and recommended its passage.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 209, An act for the support and encouragement of common schools, having considered the same, reported the same without amendment and recommended its passage.

The reports were accepted and the bills severally ordered to a third reading tomorrow morning at 11 o'clock.

Senator Edgerly, for the Committee on Education, to whom was referred House Bill No. 636, An act to legalize the votes and proceedings of school meeting in the town district of Warner, held April 6, 1909, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Chase the rules were so far suspended that the bill was read a third time by title and passed.

THIRD READINGS.

On motion of Senator Greer the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 274, An act in amendment of chapter 70 of the Session Laws of 1903, entitled "An act for the promotion of horticulture."

House Bill No. 605, An act to prohibit fishing through the ice in Keyser lake and Gile pond in the town of Sutton, Corbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack county.

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company."

House Bill No. 620, An act in relation to the adoption and transfer of children.

House Bill No. 561, An act to improve the state system of forest protection.

House Bill No. 631, An act in amendment of section 2, chapter 79 of the Session Laws of 1907, relating to transportation by common carriers.

House Bill No. 109, An act in amendment of and addition to section 18 of chapter 127 of the Public Statutes, as amended in 1901 and 1903, relating to the percentage of fat in milk.

On motion of Senator Greer the rules were so far suspended that the following entitled bills were severally read a third time by title, passed, and sent to the House of Representatives for concurrence in Senate amendments.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes relating to tax exemption.

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of tuberculosis.

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratifying the doing of the same.

House Bill No. 521, An act to provide for sanitary inspections.

House Bill No. 118, An act in amendment of and in addition to chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

The following Joint Resolution was read a third time and passed.

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of Federal appropriations made under the terms of the "Adams Act."

On motion of Senator Greer, the rules were so far suspended that the following entitled bill was read a third time by title,

House Bill No. 579, "An act to establish a Normal School, to provide money for the same and to provide for its maintenace."

The question being stated,

Shall the bill pass?

Senator Parker demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Stahl, Turner, Edgerly, Rice, Wallace, Hamlin, Patch, Greer, Chase, Clough, Adams, Martin, Bass, Ahern, Sanborn, Hurd and Entwistle.

The following named Senators voted in the negative: Senators Calley, Leeman, Lord, Parker, Patten and Emery.

Seventeen Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed and the bill passed.

Senator Stahl moved to reconsider the vote whereby the resolution of the Committee, "that it is inexpedient to legislate," on the following entitled Bill, House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms, was adopted.

The question being stated,

Shall the vote be reconsidered?

(Discussion ensued.)

On a *viva voce* vote, the President being in doubt, ordered a division.

Division being had, ten Senators voted in the affirmative and twelve Senators voted in the negative.

The negative prevailed and the motion to reconsider was lost.

On motion of Senator Emery the Senate adjourned.

FRIDAY, APRIL 9, 1909.

The Senate met according to adjournment.

Prayer was offered by the Rev. David Fraser.

MESSAGE FROM HIS EXCELLENCY THE GOVERNOR.

The following message was received from His Excellency the Governor, by the Honorable Edward N. Pearson, secretary of state:

STATE OF NEW HAMPSHIRE.

EXECUTIVE DEPARTMENT.

CONCORD, N. H., April 9, 1909.

To the Honorable Senate and House of Representatives:

Your deliberations thus far have been marked by honesty of purpose, by independence of thought, and by an evident desire to do only that which will make for our state's welfare, and I trust that you will not consider your labors here ended until you have added to your splendid work of the session by a wise disposition of the measure of tax legislation now pending. Then shall we have redeemed every pledge. Then and then only shall we have fulfilled to the letter every promise made by us to the people of New Hampshire.

HENRY B. QUINBY,
Governor.

The reading of the Journal having been commenced, on motion of Senator Leeman the rules were so far suspended that its further reading was dispensed with.

The following communication was read by the President:

CONCORD, N. H., April 8, 1909.

Hon. Harry T. Lord, President of the Senate.

Hon. Walter W. Scott, Speaker of the House of Representatives.

On March 24, 1909, the House of Representatives passed by vote of 185 in favor to 124 against House Bill No. 542,

entitled, "An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization." This bill the Senate has returned to the House with amendments, and yesterday said bill was laid upon the table without a dissenting vote.

On April 6 the House passed by vote of 208 in favor of, 113 against, House Bill No. 622, entitled "An act relating to the taxation of public service companies," known as the Wyman bill. On April 7 the Senate indefinitely postponed the bill by vote of 14 to 9. This record shows that the sentiment of the House, which doubtless represents general public opinion, is strongly in favor of having public service companies taxed by the method defined in the Wyman bill.

It is obvious that the final passage of the tax commission bill, without including therein some substantial provisions for safeguarding public interests, will not be likely to prove satisfactory to the citizens of the state.

Those who have been compelled to oppose the tax commission bill believe that it does not represent the essential features required by the Republican and Democratic platforms, for while it contemplates and makes full provision for the valuation of individual property, it does not provide an efficient method of procuring a just and proportionate valuation upon public service corporations. They fear that should the House take from the table the amended bill there would be danger that House Bill No. 542 would become law without amendment. On the other hand, if the amended bill is not taken from the table the situation in the state in regard to taxation will be left in an unsatisfactory position.

They desire to coöperate with those who have heretofore been active in promoting the tax commission bill to secure the adoption of amendments which will protect the state and the general taxpayer as well as the public service companies.

To accomplish any result an understanding must be

reached and action taken within the few remaining hours of the session.

To the end of bringing this situation to a satisfactory conclusion, the suggestion is made to you as presiding officers of the Senate and House, that you bring together representatives of the contending elements for a free discussion of the situation with a view of accomplishing a fair and equitable solution.

ROBERT P. BASS.
LOUIS E. WYMAN.

CONCORD, N. H., April 9, 1909.

To Hon. Robert P. Bass and Louis E. Wyman, Esq.:

In reply to your communication of April 8, relating to the situation of House Bill No. 542, entitled "An act to create a permanent tax commission, defining its duties and abolishing the State Board of Equalization," we beg leave to say that it is our earnest desire that legislation be had along the lines of party pledges and that we will coöperate as far as is consistent with our official positions in reconciling the differences now apparently existing between the two branches of the Legislature relating to this important matter.

As you are well aware, the rules governing the two houses and of parliamentary procedure provide for committees of conference in such cases and we see no reason why the members should not avail themeselves at this time of the usual method of procedure provided for under the rules as in our judgment such procedure would reconcile the differences and accomplish a fair and equitable solution of the question.

HARRY T. LORD,
President of the Senate.

WALTER W. SCOTT,
Speaker of the House of Representatives.

NOTICE OF MOTION OF RECONSIDERATION.

Senator Entwistle gave notice of motion to reconsider vote whereby the report of the committee, "that it is inexpedient to legislate" on the following entitled bill, House Bill No. 172, "An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners" was adopted.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has concurred with the Senate in the passage of the following bills:

Senate Bill No. 52, An act to enable the town of Hampton to raise by taxation the sum of one thousand dollars for the purpose of procuring a chemical engine by a levy on a part of the property in said town.

Senate Bill No. 53, An act to amend the charter of the city of Berlin.

Senate Bill No. 49, An act in amendment of chapter 114 of the Public Statutes relating to the licensing of shows.

Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchises of the North Shore Water Company.

The message also announced that the House of Representatives has voted to concur in the amendments sent down by the Honorable Senate to House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

The message also announced that the House of Representatives refused to concur with the Honorable Senate in the passage of the following joint resolution:

Senate Joint Resolution No. 1, Joint resolution in favor

of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents.

The message further announced that the House of Representatives has adopted the report of the Committee of Conference, to whom was referred House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 42, An act to insure the purity of drinking water in public houses.

Amend section 1 by striking out in line 5 the words "the month of May" and adding at the end of the section the following, "at the time and in the manner designated by the said board," so that said section as amended shall read as follows:

"SECTION 1. Proprietors of all hotels, boarding houses and lodging houses within this state and accommodating more than ten persons, which are not connected with municipal or other public water supply, shall, in each year, send a sample of the drinking water used in said hotel, boarding house or lodging house to the state board of health for analysis, at the time and in the manner designated by the said board."

Amend section 3 by striking out in line 2 the words "the analysis," and inserting in place thereof the following words, "a report of such analysis as may be furnished by said Board of Health," so that said section as amended shall read as follows:

"SECT. 3. The State Board of Agriculture shall publish in its annual report a report of such analysis as may be furnished by said Board of Health made in accordance with the provisions of this act, together with the name of the hotel, boarding house or lodging house."

The question being stated,

Shall the Senate concur with the House of Representatives in its amendments to the foregoing bill?

Senator Calley demanded the yeas and nays.

The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Senators Stahl, Wallace, Hamlin, Patch, Chase, Parker, Patten, Sanborn, Hurd, Emery and Entwistle.

The following named senators voted in the negative: Senators Turner, Calley, Edgerly, Rice, Greer, Clough, Martin, Bass, Leeman, Lord and Ahern.

Eleven senators having voted in the affirmative and eleven senators having voted in the negative, the Senate did not concur with the House of Representatives in its amendments.

The message also announced that the House of Representatives concurs with the Honorable Senate in the passage of the following entitled bill, with amendments, in the passage of which amendments the House asks the concurrence of the Honorable Senate:

Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. It shall be the duty of county treasurers having money in their hands belonging to the county to deposit it, in their official names, in some bank or trust company in this state approved by the county commissioners; but the amount that may be deposited in any one national bank or trust company shall not exceed at any time forty per cent. of its paid up capital and surplus. Other things being equal, preference shall be given to the bank or trust company that will pay the highest rate of interest on daily balances. All interest received upon such deposits shall belong to the county.

"SECT. 2. If a county treasurer fails to account for any

interest received upon deposits made in compliance with the foregoing section or fails to demand interest at the rate usually paid upon like deposits or individually receives or is promised any money or other thing of value on account of such deposits, he shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or by both.

"SECT. 3. The county commissioners in the several counties, except Hillsborough and Sullivan, are hereby authorized to pay for the county treasurer's bond out of the funds of the county.

"SECT. 4. This act shall take effect upon its passage."

The question being stated,

Shall the Senate concur with the House of Representatives in its amendment to the foregoing bill?

The negative prevailed on a *viva voce* vote and the Senate refused to concur with the House of Representatives in its amendments.

RECONSIDERATION OF VOTE.

Senator Leeman moved that the Senate reconsider the vote whereby the resolution of the committee "to refer to the next Legislature" the following entitled bill, House Bill No. 436, "An act creating a school committee for the city of Manchester," was adopted.

The question being stated,

Shall the vote be reconsidered?

(Discussion ensued.)

On a *viva voce* vote, the President being doubt ordered a division.

Division being had, eighteen senators voted in the affirmative and three senators voted in the negative, the affirmative prevailed and the vote was reconsidered.

Senator Ahern moved that the bill be indefinitely postponed.

The question being stated,

Shall the bill be indefinitely postponed?

The negative prevailed on a *viva voce* vote.

The bill being on its second reading, Senator Leeman offered the following amendment:

Amend said bill by striking out all except the enacting clause and inserting in place thereof the following:

"SECTION 1. That on January 1, 1910, the existing school committee of the city of Manchester be abolished, and on and after that date the school committee of said city consist of a board of five citizens, of whom the mayor and the president of the common council, *ex officio,* shall be two, the other three to be chosen by the people of the school committee districts hereinafter provided. Said city shall be divided into three districts for the purpose of choosing members of said school committee, as follows: the first district shall include the present sixteenth senatorial district; the second district shall include the present seventeenth senatorial district; and the third district shall include the present eighteenth senatorial district; and said school committee shall have and exercise all the powers by law granted to the existing school committee of the city of Manchester. It may make all reasonable rules for its own government and shall organize by the choice of one of its number as chairman and another as clerk. The members of said school committee, excepting the mayor and president of the common council, shall receive a salary of fifty dollars, and the chairman and clerk each twenty-five dollars additional, all payable annually. At the biennial election of 1910 said districts shall elect members of the school committee to serve from the first day of January, 1910, as follows: the first district shall elect one member of said school committee to serve two years: the second district shall elect one member of said school committee to serve four years; the third district shall elect one member of said school committee to serve six years; and thereafter at the

biennial election next preceding the expiration of his term, each district shall elect a member of said school committee to serve six years from the expiration of the term of the member then holding said office. Each member shall serve until his successor is chosen and qualified. If a vacancy shall occur in the membership of said school committee the mayor may appoint a member to serve during the unexpired term.''

The question being stated,

Shall the amendment proposed by Senator Leeman be adopted?

(Discussion ensued.)

Senator Chase moved that the bill and the proposed amendment be referred to the next Legislature.

The question being stated,

Shall the bill and the proposed amendment be referred to the next Legislature?

The negative prevailed on a *viva voce* vote.

The question recurring,

Shall the amendment proposed by Senator Leeman be adopted?

On a *viva voce* vote the President being in doubt ordered a division.

Division being had, and sixteen senators having voted in the affirmative and four senators having voted in the negative, the affirmative prevailed and the amendment was adopted.

On motion of Senator Entwistle, the rules were so far suspended that the bill was read a third time by title and sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Entwistle, the Senate voted to take a recess subject to the call of the President.

(Recess.)

The Senate reassembled.

COMMITTEE REPORTS.

Bills Engrossed.

The following report from the Committee on Engrossed Bills was read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond, in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 631, An act in amendment of section 2, chapter 79, of the Session Laws of 1907, relating to transportation by common carriers.

House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack County.

House Bill No. 636, An act to legalize the votes and proceedings of school meeting in the town district of Warner held April 6, 1909.

House Bill No. 109, An act in amendment of and addition to section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk.

House Bill No. 620, An act in relation to the adoption and transfer of children.

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the "Adams Act."

House Bill No. 568, An act in amedment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company."

Senate Bill No. 52, An act to enable the town of Hampton to raise by taxation the sum of one thousand dollars for the purpose of procuring a chemical fire engine by a levy on a part of the property in said town.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture."

Senate Bill No. 53, An act to amend the charter of the city of Berlin.

Senate Bill No. 49, An act in amendment of chapter 114 of the Public Statutes, relating to the licensing of shows.

Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town.

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

House Bill No. 561, An act to incorporate the state system of forest protection.

House Bill No. 579, An act to establish a normal school, to appropriate money for the same and to provide for its maintenance.

Senate Bill No. 51, An act in amendment of an act entitled "An act to prohibit free transportation of passengers by carriers" passed at this session.

House Bill No. 360, An act to license pawnbrokers and to regulate the conduct of their business.

Senate Bill No. 45, An act to provide for an issue of

bonds to defray the expenses of establishing a State Sanatorium for Consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of Sons of New Hampshire, who rendered gallant services in the War of the Rebellion.

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the school district of Wakefield, holden on the ninth day of March, 1909.

House Joint Resolution in favor of screening the outlet of Partridge lake.

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement.

House Bill No. 602, An act to define the duties of the treasurer of the State Board of License Commissioners with reference to public funds.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and the Mechanic Arts.

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 580, An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor."

House Bill No. 564, An act in relation to the Union School District of the town of Littleton.

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln."

Senate Bill No. 48, An act to incorporate No. 290, Fraternal Order of Eagles of Manchester, N. H.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casulty Company."

House Bill No. 592, An act to authorize the County of Cheshire to take certain water for county farm purposes.

House Bill No. 414, An act abolishing the common council of the city of Nashua, and changing the date of the city election.

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.'"

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

Senate Bill No. 50, An act in relation to the Village Fire Precinct of Wolfeboro.

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 634, An act in amendment of an act passed at the session of 1909, entitled "An act relative to sentences to the State Prison."

House Bill No. 635, An act authorizing the county of Hillsborough to issue bonds for the erection of a house of correction at Goffstown and Manchester.

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

House Bill No. 267, An act to regulate trolling.

E. E. RICE,
For the Committee.

Senator Calley, for the Committee on Finance, to whom was referred House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the State Library Building;

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children;

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children;

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children;

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others;

House Joint Resolution No. 85, Joint resolution for designated highways;

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives;

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School;

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the northwest corner of the town of Plaistow, having considered the same, reported the same without amendment and recommended their passage.

Senator Clough, for the Committee on Finance, to whom was referred House Joint Resolution No. 76, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show;

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Nor-

bert Lafond and Harry A. Lee for expenses incurred in defending their rights to seats in this House;

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School;

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison;

House Joint Resolution No. 82, Joint resolution in favor of Long Island bridge and raising the same, for the improvement of navigation in Lake Winnipesaukee, having considered the same, reported the same without amendment and recommended their passage.

The reports were severally accepted.

THIRD READINGS.

On motion of Senator Hurd, the rules were so far suspended that the following joint resolutions were severally read a third time and passed:

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the northwest corner of the town of Plaistow.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 85, Joint resolution for designated highway.

House Joint Resolution No. 82, Joint resolution in favor of Long Island bridge, and raising the same, for the improvement of navigation in Lake Winnipesaukee.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Nor-

bert Lafond and Harry A. Lee for expenses incurred in defending their rights to seats in this House.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the state library building.

On motion of Senator Rice, the Senate voted to take a recess, subject to the call of the President.

(Recess.)

The Senate re-assembled.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital;

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of Board of Cattle Commissioners;

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School;

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors, having considered the same, reported the same without amendment and recommended their passage.

Senator Clough, for the Committee on Finance, to whom was referred House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts, having considered the same, reported the same without amendment and recommended its passage.

Senator Emery, for the Committee on Agriculture, to whom was referred House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes, having considered the same, reported the same without amendment and recommended its passage.

The reports were severally accepted.

THIRD READINGS.

On motion of Senator Hurd, the rules were so far suspended that the following entitled bills were severally read a third time by title and passed:

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of Board of Cattle Commissioners.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

The following entitled bills being in order for a third

reading, on motion of Senator Parker the rules were so far suspended that the bills were read a third time by title and passed:

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Bill No. 209, An act for the support and encouragement of common schools.

COMMITTEE REPORTS.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by adding to the section under Labor Bureau Department the following:

"For Labor Bureau Department, $2,725, as follows:

"For salary of the commissioner, fifteen hundred dollars.

"For salary of the clerk, nine hundred dollars.

"For incidentals, one hundred dollars.

"For printing blanks, twenty-five dollars.

"For traveling expenses, two hundred dollars."

The report was accepted and amendments adopted.

On motion of Senator Calley, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Calley, for the Committee on Finance, to whom was referred House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven, having considered the same, reported the same with the following amendment and recommended its passage:

Amend the bill by adding to the section under Labor Bureau Department the following:

"For Labor Bureau Department, $3,125, as follows:

"For salary of the commissioner, fifteen hundred dollars.

"For salary of the clerk, nine hundred dollars.

"For incidentals, one hundred dollars.

"For printing blanks, twenty-five dollars.

"For traveling expenses, two hundred dollars.

"For printing report, four hundred dollars."

The report was accepted and the amendments adopted.

On motion of Senator Calley, the rules were so far suspended that the bill was read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

Senator Chase, for the Committee on the Judiciary, to whom was referred House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Patten, for the Committee on the Judiciary, to whom was referred House Bill No. 300, An act changing the time of holding municipal elections in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Turner, for the Committee on the Judiciary, to whom was referred House Bill No. 16, An act for the taxation of forest lands and the timber thereon, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Chase, for the Committee on the Judiciary, to

whom was referred House Bill No. 611, An act to provide for the appointment of probation officers in certain cases, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Entwistle, for the Committee on the Judiciary, to whom was referred House Bill No. 607, An act in amendment of chapter 92, Laws of 1889, entitled "An act to prohibit the deposit of sawdust, shavings, or other refuse, in the Wildcat stream in the town of Jackson," having considered the same, reported the same with the following resolution:

Resolved, To indefinitely postpone.

The report was accepted and the resolution of the committee adopted.

Senators Turner, Calley, Entwistle and Patten, a majority of the Committee on the Judiciary, to whom was referred House Bill No. 121, An act in relation to publicity of primary and election contributions and expenditures, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

Senator Chase, a minority of the Committee on the Judiciary, to whom was referred House Bill No. 121, An act in relation to publicity of primary and election contributions and expenditures, having considered the same, and being unable to join with the majority of the committee in

a report that it is inexpedient to legislate on the subject, being convinced that an evil exists which seriously threatens the permanency of the government and which this bill would have a tendency to suppress, reports the bill with the recommendation that it ought to pass.

The reports were accepted.

Senator Chase moved to substitute the minority report for that of the majority.

The question being stated,

Shall the minority report be substituted for that of the majority?

Senator Chase called for a division.

Division being had, four senators voted in the affirmative and sixteen senators voted in the negative. The negative prevailed and the motion to substitute was declared lost.

The question being stated,

Shall the resolution of the majority of the committee, "that it is inexpedient to legislate," be adopted?

The affirmative prevailed on a *viva voce* vote and the resolution was adopted.

On motion of Senator Entwistle, the following resolution was adopted:

Resolved by the Senate, the House of Representatives concurring, That all reports, bills and joint resolutions pending in either branch of the Legislature on Friday, the ninth day of April, at 12 o'clock, noon, be indefinitely postponed.

RECONSIDERATION OF VOTE.

Senator Calley moved that the Senate reconsider the vote whereby the following entitled bill, House Bill No. 619, "An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis," was passed.

The question being stated,

Shall the vote be reconsidered?

The affirmative prevailed on a *viva voce* vote.

Senator Calley moved that the rules be so far suspended that reference of the foregoing bill to the Committee on Finance be dispensed with.

The question being stated,

Shall the rules be suspended?

The affirmative prevailed and the rules were suspended.

On motion of the same senator, the rules were further suspended and the bill read a third time by title, passed and sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Wallace, the Senate voted to take a recess, subject to the call of the President.

(Recess.)

The Senate re-assembled.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 436, An act creating a school committee for the city of Manchester, and asks for a committee of conference.

The Speaker has appointed as such committee on the part of the House Messrs. H. E. Dunnington, Clough and Joyal, all of Manchester.

On motion of Senator Leeman, the Senate voted to grant the request of the House of Representatives for a committee of conference on the foregoing bill and amendments, and the President named as members of such committee on the part of the Senate, Senators Leeman, Ahern and Rice.

The message also announced that the House of Representatives has voted not to concur with the Honorable Senate in its amendments to the following entitled bills:

House Bill No. 632, An act making appropriation for the running expenses of the state of New Hampshire for the year ending August 31, 1910.

House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1911, and asks for a committee of conference and the Speaker has appointed as such committee on the part of the House Messrs. Cheney of Ashland, Cutter of Jaffrey and Musgrove of Hanover.

On motion of Senator Turner, the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bills and amendments, and the President named as members of such committee on the part of the Senate, Senators Turner, Wallace and Greer.

The message also announced that the House of Representatives refuses to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 118, An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire," and asks for a committee of conference, and the Speaker has appointed as such committee on the part of the House, Messrs. Prentiss of Walpole, Emerson of Milford and Huckins of Ossipee.

On motion of Senator Edgerly, the Senate voted to grant the request of the House of Representatives for a committee of conference on the foregoing bill and amendments, and the President named as members of such committee on the part of the Senate, Senators Edgerly, Martin and Bass.

The message also announced that the House of Representatives has voted not to concur with the Honorable Senate in its amendments to the following entitled bill:

House Bill No. 258, An act relative to motor vehicles and to the operation thereof, and asks for a committee of conference and the Speaker has appointed as such committee

on the part of the House Messrs. Boutwell of Hopkinton, Poole of Conway and Wallace of Canaan.

On motion of Senator Entwistle, the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bill and amendments, and the President named as members of such committee on the part of the Senate, Senators Patch, Calley and Stahl.

The message also announced that the House of Representatives concurred with the Honorable Senate in the passage of the following resolution:

Resolved, by the Senate, the House of Representatives concurring, That all reports, bills and joint resolutions, pending in either branch of the Legislature on Friday, the ninth day of April, at 12 o'clock noon, be indefinitely postponed.

(Senator Hurd in the chair.)

Senator Chase offered the following resolution:

Resolved, That the thanks of the Senate be extended to the President, the Honorable Harry T. Lord, for the dignified, impartial, faithful and able manner in which he has discharged the duties of his office during the present session.

The resolution was unanimously adopted by a rising vote.

Senator Chase offered the following resolution:

Resolved, That the thanks of the Senate be tendered to the clerk of the Senate, Martin W. Fitzpatrick, the assistant clerk, Earle C. Gordon, the sergeant-at-arms, William W. Critchett, the doorkeeper, Melvin J. Jenkins, and the other officers and employees of the Senate for the courteous, faithful and satisfactory manner in which they severally performed their duties.

The resolution was unanimously adopted by a rising vote.

(The President in the chair.)

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has accepted the following report of the committee of conference on House Bill No. 118, An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire," and has adopted the amendments and recommendations contained therein:

REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 118.

An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire."

Your committee recommend that the Senate and House of Representatives adopt the following additional amendments to House Bill No. 118, as amended by the Senate:

Amend the amended section 1 by inserting in line one, before the words "no person," the following: "except when the ground is covered with snow."

Amend section 2 by adding at the end thereof the following: "as provided for by section 1 of this act."

Amend section 3, line one, by inserting after the words "steam mill" the following: "when the ground is not covered with snow."

Further amend section 3, lines five and six, by striking out the words "or imprisonment not exceeding sixty days, or both."

Amend the title of the bill by striking out the following: "In amendment of and in addition to chapter 97 of Session Laws of 1905, entitled an act," so that the title as amended shall read: "An act to provide for the protection of forests from fire."

So that said sections as amended shall read:

"SECTION 1. Except when the ground is covered with snow, no person shall operate within any city or town any portable steam mill unless the same is provided with a suit-

able spark arrester, approved by the forest fire warden of such city or town—such approval shall be in writing, signed by the fire warden, and said approval may be revoked by said fire warden in the same manner.

"SECT. 2. It shall be the duty of the fire warden to examine all portable steam mills in his city or town, whenever he deems it necessary, to determine whether they are provided with suitable spark arresters, and whether the same are kept in constant use as provided for by section 1 of this act.

"SECT. 3. Any person operating a portable steam mill when the ground is not covered with snow, without a spark arrester and the approval of the fire warden as herein provided, and any owner or part owner of said mill knowingly permitting its operation, shall be fined not less than fifty dollars and not more than one hundred dollars.

Your committee of conference further recommends that the House of Representatives recede from its position of non-concurrence to the Senate amendments.

JOHN A. EDGERLY,
LEASON MARTIN,
ROBERT P. BASS,
Senate Confrères.

JOHN W. PRENTISS,
CHAS. S. EMERSON,
S. O. HUCKINS,
House Confrères.

The report of the committee of conference was accepted.

On motion of Senator Edgerly, the Senate voted to adopt the amendments to the amendments as recommended by the committee of conference.

On motion of Senator Ahern the Senate voted to take a recess subject to the call of the President.

(Recess.)

The Senate reassembled.

Report of committee of conference on House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1910, and House Bill No. 633, An act making appropriations for the expenses of the State of New Hampshire for the year ending August 31, 1911.

The committee of conference appointed by the Senate and House of Representatives to consider House Bills No. 632 and 633, and amendments to the same, recommend unanimously that the House recede from its vote to nonconcur in the amendments to said bills sent down from the Honorable Senate, and recommend that the Senate amendments be adopted, the situation being that the labor bureau is maintained by statute and that to refuse an appropriation for that department would not abolish the bureau.

GEO. H. TURNER,
WM. WALLACE,
BENJ. F. GREER,
Senate Confrères.

J. M. CHENEY,
GUY H. CUTTER,
F. A. MUSGROVE,
House Confrères.

On motion of Senator Rice, the report of the committee of conference was accepted and its recommendations adopted.

The following message was received from the House of Representatives by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has voted to recede from its action in refusing to concur with the Honorable Senate in its amendments to House Bill No. 632, An act making appropriations for the expenses of the state of New Hamp-

shire for the year ending August 31, 1910, and House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1911, and has voted to adopt the report of the committee of conference.

Report of committee of conference on House Bill No. 436, An act creating a school committee for the city of Manchester.

The committee of conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 436, An act creating a school committee for the city of Manchester," report the same with the recommendation that the Senate recede from its amendment and that the following amendments be adopted:

Amend section 2 by adding after the word "city" in the first line of said section, the words "and the president of the common council;" also strike out in said section the words "a member," and insert in place thereof the word, "members," so that said section as amended shall read as follows:

"SECT. 2. The mayor of said city and the president of the common council shall be *ex officio* members of the board of school committee for said city and shall have all powers and privileges to which other members of the school committee are by law entitled; and the mayor shall be chairman of said board."

F. W. LEEMAN,
E. E. RICE,
M. E. AHERN,
Senate Confrères.

HERBERT E. DUNNINGTON,
HARRY G. CLOUGH,
JOHN W. S. JOYAL,
House Confrères.

The report of the committee of conference was accepted.

On motion of Senator Leeman the Senate voted to recede from its amendments. On motion of the same Senator the Senate adopted the amendments as recommended by the committee of conference.

Report of committee of conference on House Bill No. 258 (in new draft), "An act relative to motor vehicles and to the operation thereof."

The committee of conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 258 (in new draft), An act relative to motor vehicles and to the operation thereof," report the same with the recommendation that the Senate adopt the amendments to its amendment as recommended by the committee of conference, and that the House of Representatives recede from its position of non-concurrence to the Senate amendment and adopt the amendment as amended by the committee of conference, viz.:

Amend section 1 of said amendment by striking out the word "five" in the fourth line after the word "following" and inserting in place thereof the word "ten;" and by striking out the word "one" in the fifth line after the word "and" and inserting in place thereof the word "two," and by striking out the word "five" in the twenty-fourth line after the word "all" and inserting in place thereof the word "ten" and by striking out the word "one" after the word "and" in the twenty-fifth line, and inserting in place thereof the word "two." And amend section 2 of said amendment by striking out the word "section" in the first line after the word "said" and inserting in place thereof the word "chapter," and by striking out the word "five" in the eighteenth line after the word "than" and inserting in place thereof the word "ten," and by striking out the word "ten" in the twenty-first line after the word "be" and inserting in place thereof the words "twenty-five," and by inserting after section 3 a new section, numbered 4, as follows:

"SECT. 4. That section 8 of chapter 86 of the Laws of 1905 be amended by striking out after the word "than" in the fourth line the word "twenty" and inserting in place thereof the words "twenty-five," and striking out after the word "than" in the sixth line the word "eight," and inserting in place thereof the word "ten," so that said section as amended shall read as follows:"

" 'SECT. 8. No automobile or motor cycle shall be operated upon any public highway outside the business district or the compactly built sections of a city or town at a speed greater than twenty-five miles an hour, or within the business districts or compactly built sections of a city or town, at a speed greater than ten miles an hour. A point upon a road shall be considered to be within the compactly built section of a city or town if the buildings abutting upon the road for one-quarter of a mile immediately adjacent to the point in question average one hundred feet apart or less. Upon traversing a crossing of intersecting ways, in going around a corner or curve which cuts off a free view of the road to be traversed, or in traversing a highway bordering a steep descent or passing over a bridge, every person operating such a vehicle shall run it at a rate of speed less than that heretofore specified and at no time and in no place greater than is reasonable and proper, having regard to traffic, the use of the way, and the safety of the public. In traversing a crossing of intersecting ways or in going around a corner or sharp curve in a road, the operator shall sound his horn or bell.' "

And by renumbering the subsequent sections so that section 4 shall be section 5, and section 5 shall be section 6, so that said amendment as amended shall read as follows:

"SECTION 1. That section 2 of chapter 86 of the Laws of 1905 be amended by striking out the words, 'three dollars,' in the 17th and 18th line of said section, and substituting therefor the following: ten dollars in the case of an automobile and two dollars in the case of a motor cycle;

further amend said section 2 of said chapter 86 by adding after the word "hours," in the 33d line, the following: Each certificate of registration shall terminate on December 31 of the year of issue. So that said section as amended shall read as follows:

"'SECT. 2. All automobiles and motor cycles shall be registered by the owner or person in control thereof in accordance with the provisions of this act. Applications for such registration shall be made, by mail or otherwise, to the secretary of state, upon blanks prepared under his authority. The application shall, in addition to such other particulars as may be required by the secretary of state, contain a statement of the name, place of residence, and address of the applicant, with a brief description of the automobile or motor cycle, including the name of the maker, the number, if any, affixed by the maker, the character of the motive power and the amount of such power stated in figures of horse power, and with such application shall be deposited a registration fee of ten dollars in the case of an automobile and two dollars in the case of a motor cycle. Said secretary of state shall then register in a book to be kept for the purpose, the automobile or motor cycle described in the application, giving to such vehicle a distinguishing number or mark, which in all cases shall be followed by the letters "N. H.," and shall thereupon issue to the applicant a certificate of registration and shall furnish such applicant with two number plates or tags bearing the distinguishing number or mark of his vehicle, followed by the letters "N. H.," of such form as to be conveniently attached to the vehicle registered. The certificate shall contain the name, place of residence and address of the applicant, and the registered number or mark, and shall prescribe the manner in which such registered number or mark shall be displayed upon the vehicle, and shall be in such form and contain such further provisions as the secretary of state may prescribe. The certificate of registration shall

always be carried in some easily accessible place in the vehicle described therein. A proper record of all applications and of all certificates issued shall be kept by the secretary of state at his office and shall be open to the inspection of any person during reasonable business hours. Each certificate of registration shall terminate on December 31 of the year of issue. Upon the sale of any automobile or motor cycle its registration shall expire and the vendor shall immediately return the certificate of registration and number plates to said secretary of state, with notice of the sale and of the name, place of residence and address of the vendee.'

"SECT. 2. That section 3 of said chapter be amended by inserting after the word 'dollars' in the 16th line thereof the word 'annually,' so that said section as amended shall read as follows:

" 'SECT. 3. Every manufacturer of or dealer in automobiles or motor cycles, may, instead of registering each such vehicle owned or controlled by him, make application upon a blank provided by the secretary of state, for a general distinguishing number or mark, and the secretary of state shall, if the facts stated in said application are true, grant said application and issue to the applicant a certificate of registration containing the name, place of residence and address of the applicant and the general number or mark assigned to him and made in such form and containing such further provisions as said secretary of state may determine, and all automobiles or motor cycles owned or controlled by such manufacturer or dealer shall, until sold or let for hire, or loaned for a period of more than ten successive days, be regarded as registered under such general distinguishing mark or number. The fee for every such license shall be twenty-five dollars annually, and approved number plates or tags shall be furnished to the applicant by said secretary of state for the sum of one dollar per pair.'

"SECT. 3. That section 6 of said chapter be amended by adding after the word 'state,' in the third line of said section, the following: for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state; so that said section as amended shall read as follows:

" 'SECT. 6. Automobiles or motor cycles owned by non-residents of this state and registered in some other state may be operated upon the roads and highways of this state, for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, subject, however, to the speed limitations contained in this act. Any non-resident person holding an operator's or chauffeur's license from another state may operate an automobile or motor cycle in this state subject to a revocation or suspension of such right by the secretary of state for cause as hereinafter provided.'

"SECT. 4. That section 8 of chapter 86 of the Laws of 1905 be amended by striking out after the word 'than' in the third line the word 'twenty' and inserting in place thereof the word 'twenty-five,' and striking out after the word 'than' in the fifth line the word 'eight' and inserting in place thereof the word 'ten,' so that said section as amended shall read as follows:

" 'SECT. 8. No automobile or motor cycle shall be operated upon any public highway outside the business district or the compactly built sections of a city or town at a speed greater than twenty-five miles an hour, or within the business districts or compactly built sections of a city or town at a speed greater than ten miles an hour. A point upon a road shall be considered to be within the compactly built section of a city or town if the buildings abutting upon the road for one-quarter of a mile immediately adjacent to the point in question average one hundred feet apart or less.

Upon traversing a crossing of intersecting ways, in going around a corner or curve which cuts off a free view of the road to be traversed, or in traversing a highway bordering a steep descent, or passing over a bridge, every person operating such vehicle shall run it at a rate of speed less than that heretofore specified and at no time and in no place greater than is reasonable and proper, having regard to traffic, the use of the way, and the safety of the public. In traversing a crossing of intersecting ways or going around a corner or sharp curve in a road, the operator shall sound his horn or bell.'

"SECT. 5. That section 11 of said chapter be amended by adding to said section the following: All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose," so that said section as amended shall read as follows:

" 'SECT. 11. It shall be the duty of the secretary of state to perform all acts as provided herein. The fees received under the provisions of this act shall be paid quarterly by the secretary of state into the treasury of the state, and such expenses as may be necessary in carrying out the provisions of this act shall be paid out of the treasury of the state. All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose.'

"SECT. 6. This act shall take effect upon January 1,

1910, upon which date all registrations of automobiles and motor cycles issued prior thereto shall terminate.''

EDSON H. PATCH,
GEO. H. CALLEY,
A. M. STAHL,
Senate Confrères.

CHARLES E. POOLE,
ARTHUR J. BOUTWELL,
JAMES B. WALLACE,
House Confrères.

On motion of Senator Bass, the Senate voted to accept the report and adopted the amendments as amended by the committee of conference.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has receded from its position in voting to non-concur in the passage of the amendments to House Bill No. 258, An act in relation to motor vehicles and to the operation thereof, has accepted the report of the committee of conference and adopted their recommendations.

The message also announced that the House of Representatives has accepted the report of the committee of conference on House Bill No. 436, An act creating a school committee for the city of Manchester, and has adopted the recommendations of the committee.

NOTICE OF WITHDRAWAL OF MOTION OF RECONSIDERATION.

Senator Stahl withdrew notice of motion to reconsider vote whereby the following entitled bill, ''House Bill No. 168, An act to amend section 21, chapter 180, of the Public Statutes, relating to the payment of wages,'' was passed.

BILLS INDEFINITELY POSTPONED.

By the concurrent resolution previously adopted by the Senate and House of Representatives, that all reports, bills and joint resolutions pending in either branch of the Legislature on Friday, the ninth day of April, at 12 o'clock, noon, be indefinitely postponed, the following entitled bills were indefinitely postponed:

SENATE BILLS.

Senate Bill No. 38, An act for the protection of clams.

Senate Bill No. 30, An act to prevent the pollution of the Warner river.

HOUSE BILL.

House Bill No. 627, An act to regulate the sale of concentrated commercial feeding stuffs.

COMMITTEE REPORTS.

Engrossed Bills.

The following reports from the Committee on Engrossed Bills were read and accepted:

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchises of the North Shore Water Company.

Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 69, Joint resolution appro-

priating money to repair and improve the Supreme Court room in the state library building.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show.

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in defending their right to seats in this House.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of Board of Cattle Commissioners.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907.

House Bill No. 625, An act providing for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

House Joint Resolution No. 82, Joint resolution in favor of raising Long Island bridge, connecting Long Island and the "Neck," so called, and known as "Long Island" bridge, in Moultonborough, for the purpose of improving navigation in Lake Winnipesaukee.

House Bill No. 209, An act for the support and encouragement of common schools.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 85, Joint resolution for designated highways.

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system and in amendment of chapter 35, Laws of 1905, entitled 'An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907.' "

JOHN F. EMERY,
For the Committee.

The Committee on Engrossed Bills report that they have examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 632, An act making appropriations for the

expenses of the state of New Hampshire for the year ending August 31, 1910.

House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1911.

House Bill No. 436, An act creating a school committee for the city of Manchester.

House Bill No. 521, An act to provide for sanitary inspection.

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions.

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same.

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

House Bill No. 168, An act to amend section 21, chapter 180, of the Public Statutes, relating to the payment of wages.

E. E. RICE,
For the Committee.

The following message was received from the House of Representatives, by its clerk:

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following resolution, in the passage of which the House asks the concurrence of the Honorable Senate:

Resolved by the House of Representatives, the Senate concurring, That a committee consisting of one from each county be appointed by the House, with such as the Senate may join, to wait on His Excellency the Governor and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The Speaker has appointed as such committee on the part of the House, French of Moultonborough, Doe of Somersworth, Stevenson of Exeter, Fisk of Sullivan, Dow of Laconia, Thompson of Concord, Gale of Greenville, Swan of Keene, Cheney of Ashland, Cole of Berlin.

On motion of Senator Entwistle, the Senate concurred in the foregoing resolution sent up from the House of Representatives.

The President appointed as members of such committee on the part of the Senate, Senators Patch, Adams, Martin, Parker, Clough and Hamlin.

Senator Patch, for the joint select committee to wait upon His Excellency the Governor and inform him that the Legislature had completed the business of the session and was ready to receive any communication that he might be pleased to make, reported that they had attended to their duty and had been informed by His Excellency that he would in person make a communication to the Legislature forthwith.

His Excellency, Honorable Henry B. Quinby, attended by the Honorable Council, then appeared and made the following communication to the Senate:

STATE OF NEW HAMPSHIRE.

EXECUTIVE DEPARTMENT.

CONCORD, N. H., April 9, 1909.

To the Honorable Senate and House of Representatives:

I have signed or returned to the body in which they originated all the bills and joint resolutions which have been

submitted to me for my approval except one, and I take this opportunity for thanking each of you for the diligent and painstaking manner in which you have considered the problems of the session.

The additions which you have made to our laws comprise two hundred and eighty-two acts and forty-two resolves. In them is to be found a definite advance along the line of the pledges under which we came together at the beginning of the session. New Hampshire is now protected by statute against the undue activity of a lobby and against the misuse of railroad free passes. Our successors will assemble with commissions received directly from their constituents through the operation of a direct primary. Communities which vote no license are now supplied with the statutory machinery necessary to make their expressed desires effective. All branches of state activity in the line of progress have been cared for. Your wise action in providing for three trunk lines has insured the development of our beautiful mountain and lake regions. Liberal provision has been made for the support of the departments and institutions of the state, and our successors will come to an enlarged and modernized capitol building.

These results are due to the considerate coöperation of all, and I thank you and congratulate you on the outcome of our labors.

Having been informed by a joint committee of your bodies that you have completed the business of the session and are ready to adjourn, I do, by the authority vested in me as governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday of December, in the year of our Lord one thousand, nine hundred and ten.

HENRY B. QUINBY,
Governor.

And thereupon the President, in accordance with the proclamation of His Excellency the Governor, and by vir-

tue of the authority vested in him, declared the Senate adjourned to the last Wednesday in December, in the year of our Lord one thousand, nine hundred and ten.

MARTIN W. FITZPATRICK,
Clerk.

A true copy. Attest:

MARTIN W. FITZPATRICK,
Clerk.

JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

JANUARY SESSION, 1909.

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HOUSE OF REPRESENTATIVES

JANUARY SESSION, 1909.

WEDNESDAY, JANUARY 6, 1909.

On the first Wednesday in January, in the year of our Lord one thousand nine hundred and nine, being the day designated by the constitution for the assembling of that body, the one hundred and eleventh General Court of the State of New Hampshire convened at the capitol, in the City of Concord, and the representatives-elect, having assembled in the hall of the House of Representatives, were called to order by Harrie M. Young, clerk of the House for the preceding session.

The clerk proceeded to call the roll and 377 members answering to their names, a quorum was declared present.

On motion of Mr. Cross of Concord,—

Resolved, That a committee of two be appointed by the clerk to wait upon His Excellency the Governor, and inform him that a quorum of the House is assembled and requests his attendance.

The clerk appointed Messrs. Cross and Hill of Concord as such committee.

His Excellency the Governor, having been informed that a quorum of the House was assembled, appeared, attended by the Honorable Council, and the following named gentlemen, having presented their credentials, were duly qualified by His Excellency as members of the House of Repre-

sentatives by taking and subscribing to the oaths of office, agreeably to the provisions of the constitution.

ROCKINGHAM COUNTY.

Atkinson	Joseph Kimball.
Auburn	William G. Brown.
Brentwood	John H. Carr.
Candia	Benjamin F. Lang.
Chester	George D. Rand.
Danville	Horace E. Currier.
Deerfield	Alfred D. Clark.
Derry	Wesley W. Payne.
	Alfred Hepworth.
	Edwin B. Weston.
East Kingston	Francis E. French.
Epping	Peter Ladd.
Exeter	Henry W. Anderson.
	Stevens W. Perkins.
	Reginald C. Stevenson.
	Albert J. Weeks.
Fremont	Henry A. Cook.
Greenland	Isaac N. Carr.
Hampstead	John S. Corson.
Hampton	Howard G. Lane.
Hampton Falls	Fred P. Sanborn.
Kensington	David Brown.
Kingston	George B. Cilley.
Londonderry	Elijah G. Chase.
Newcastle	Oliver B. Marvin.
Newfields	Harry K. Torrey.
Newmarket	Samuel H. Greene.
	Matthew T. Kennedy.
Newton	John R. Harvey.
North Hampton	Otis S. Brown.
Northwood	Washington T. Leighton.
Nottingham	John L. Holmes.

Plaistow	Fred P. Hill.
Portsmouth—	
Ward 1	John August Hett.
	Josiah N. Jones.
Ward 2	Wallace Hackett.
	Frank J. Philbrick.
	Edwin B. Bartlett.
Ward 3	William Casey.
	Howard H. Hanscom.
Ward 4	Charles W. Humphreys.
Ward 5	Herman A. Clark.
Raymond	Charles Poore.
Rye	Horace Sawyer.
Salem	Benjamin R. Wheeler.
	William R. Wheeler.*
Sandown	Henry E. Rand.
Seabrook	Ellsworth Brown.
South Hampton	James M. Carr.
Stratham	William Leslie Dining.
Windham	Albert O. Alexander.

STRAFFORD COUNTY.

Barrington	John S. F. Seavey.
Dover—	
Ward 1	William W. Cushman.
	Martin J. Galligan.
Ward 2	Frank H. Keenan.
	Carlton A. Newton.
	Herbert K. Otis.
Ward 3	Charles A. Fairbanks.
	Charles Gray.
Ward 4	William F. Nason.
	Charles H. Foss.
	Walter W. Scott.
Ward 5	John S. Wesley.
Durham	David H. Fogg.
Farmington	Forrest B. Wedgwood.
	George W. Wood.

Lee	Louis H. Snell.
Milton	Carl E. Pinkham.
New Durham	Walter H. Miller.
Rochester—	
Ward 1	Charles S. Clark.
Ward 2	Fred W. Crocker.
Ward 3	Samuel D. Felker.
Ward 4	Isidore P. Marcotte.
	Aurelle Beaudoin.
Ward 5	Frank H. Babb.*
Ward 6	Nathaniel T. Kimball.
Rollinsford	Joseph Fournier.
Somersworth—	
Ward 1	Sidney F. Stevens.
Ward 2	Haven Doe.
Ward 3	Hilarion Gastonguay, 2d.
Ward 4	Adolph Samson.
	John F. Beamish.
Ward 5	Mark A. Kearns.
Strafford	Everett W. Reed.

BELKNAP COUNTY.

Alton	Arthur D. Rollins.
Barnstead	Calvin Jenkins.
Belmont	Fred A. Currier.
Gilford	John G. Wadley.*
Gilmanton	Jeremiah W. Sanborn.
Laconia—	
Ward 1	Caleb J. Avery.
Ward 2	Hermon Dow.
Ward 3	Amos J. Dinsmoor.
Ward 4	Clarence L. Follansbee.
Ward 5	Fred A. Rand.
Ward 6	Harry L. Smith.
	Charles F. Locke.
Meredith	Joseph Livingston.
New Hampton	Frank W. Preston.

Sanbornton	Lowell I. Hanson.
Tilton	William H. H. Rollins.
	John G. Davis.

CARROLL COUNTY.

Bartlett	Clarence H. George.
Conway	Charles E. Poole.
	Jesse F. Shackford.
	John A. Andrews.
Effingham	Oscar J. Avery.
Freedom	Arthur P. Merrow.
Hart's Location	Roland B. Chase.
Jackson	Charles W. Gray.
Madison	Sydney D. Gilman.
Moultonborough	James E. French.
Ossipee	Simon O. Huckins.
Sandwich	Frank Herbert Weed.
Tamworth	Mark E. Robertson.
Tuftonborough	James A. Bennett.
Wakefield	Nathan O. Weeks.
Wolfeboro	Obed S. Young.
	Fred C. Tobey.

MERRIMACK COUNTY.

Allenstown	John F. Bartlett.
Andover	Walter B. Durgin.
Boscawen	Benjamin F. Butler.
Bow	Charles B. Rogers.
Bradford	George W. W. Cressey.
Canterbury	George P. Morrill.
Chichester	Samuel C. Marden.*
Concord—	
Ward 1	George E. Farrand.
	John E. Marden.
Ward 2	George McC. Sanborn.
Ward 3	Charles W. Blanchard.

Concord—	
Ward 4	William P. Danforth.
	Allen Hollis.
	Charles L. Mason.
Ward 5	George H. Rolfe.
	Alvin B. Cross.
Ward 6	DeWitt C. Howe.
	Henry C. Brown.
	George H. Elliott.
Ward 7	Charles F. Thompson.
	Zenas V. Putnam.
	Irving T. Chesley.
Ward 8	Edson J. Hill.
Ward 9	William J. Ahern.
	James J. Gannon.
Danbury	Edwin B. Ford.
Dunbarton	Charles H. Lord.
Epsom	George H. Burnham.
Franklin—	
Ward 1	Samuel B. Chadwick.
Ward 2	Thomas N. Lapointe.
	George B. Morrison.
Ward 3	Frank B. Holt.
	Daniel S. Jenks.
Henniker	John H. Falvey.
Hill	Henry C. Bartlett.
Hooksett	William H. Head.
Hopkinton	Arthur J. Boutwell.
Loudon	Frank O. Lovering.
Newbury	Guy W. Barnard.
New London	James E. Shepard.
Northfield	George F. Chase.
Pembroke	Eleazer Baker.
	Rufus M. Weeks.
	Edmund E. Hill.
Pittsfield	Edward A. Lane.
	Frank D. Osgood.
Salisbury	Harold A. Prince.

Sutton	Fred H. Pratt.
Warner	Willie N. Davis.
Webster	James M. Snyder.
Wilmot	John W. Clark.

HILLSBOROUGH COUNTY.

Amherst	Horace T. Harvell.
Antrim	George F. Lowe.
Bedford	Charles P. Farley.
Bennington	George O. Joslin.
Brookline	Herbert S. Corey.
Deering	Edwin F. Dutton.
Francestown	Walter P. Holt.
Goffstown	Albert M. Jenks.
	James M. George.
Greenfield	Nathaniel F. Cheever.
Greenville	Tyler E. Gale.
Hancock	Edson K. Upton.
Hillsborough	Stillman H. Baker.
	Emmons C. Newman.
Hudson	George W. Clyde.
Hollis	Willis C. Hardy.
Lyndeborough	Walter S. Tarbell.
Manchester—	
Ward 1	James A. Sayers.*
	Narcisse Richer.
	Alexander Day.
Ward 2	Louis E. Wyman.
	Harry G. Clough.
	Augustus Wagner.
	William A. Burgess.
	Henry N. Hurd.
Ward 3	Victor W. Roy.
	Carl A. Friborg.
	Fred W. Corey.
	George Lawrence.
	Thomas Smith.
	Louis E. Phelps.

Manchester—	
Ward 4 . . .	Herbert E. Dunnington.
	Darwin J. Forsaith.
	Charles D. Barnard.
	Charles D. Trudell.
	Richard A. Wheeler.
	Eugene B. Worthen.
Ward 5 . . .	Thomas V. Murray.
	John J. Healy.
	Richard F. Murphy.
	Peter E. Cavanaugh.
	John W. S. Joyal.
	James J. Hogan.
	James L. Glynn.
	Michael J. Reagan.
Ward 6 . . .	George M. Bean.
	Frank C. Curtis.
	Charles G. Dunnington.
	Charles L. Fuller.
Ward 7 . . .	William Parker Straw.*
Ward 8 . . .	William H. Bickford.*
	Charles A. Blood.
	Adolph Wagner.
	Oscar G. Lagerquist.
	John F. Donnelly.
Ward 9 . . .	Cyprien J. Belanger.
	Odilon Demers.
	Frank C. Kellogg.
	Oscar F. Moreau.
	Wilfrid Nerbonne.
	Winfred D. Hebert.
	Eugene Bailly.
Ward 10 . .	Harry A. Lee.
	Patrick J. Flaherty.
	Ira W. Dickey.
	Norbert Lafond.
Mason . . .	Charles B. Goodwin.

Merrimack	George P. Butterfield.
Milford	Charles S. Emerson.
	James P. Melzer.
	William H. Walbridge.
Nashua—	
Ward 1	Joseph W. Howard.
	William D. Swart.
Ward 2	Horace E. Osgood.
	George L. Sadler.
Ward 3	Frank J. Finning.
	John P. Lampron.
	Fred C. Tromblay.
Ward 4	Josiah N. Woodward.
Ward 5	Frederick J. Gaffney.
Ward 6	Edward H. Wason.
Ward 7	Alvin J. Lucier.*
	Fred E. Taggart.
	Augustus O'Toole.
Ward 8	Charles S. Collins.*
	Alphonse Chagnon.
	George B. McQuesten.
Ward 9	Arthur L. Soucy.
	Joseph Ducharme.
	Charles H. Desmarais.
	Delphis Delacombe.
New Boston	Reed W. McLane.
New Ipswich	William A. Preston.
Pelham	Otis G. Giles.
Peterborough	Elbridge Howe.
	Eben W. Jones.
Weare	Elbridge D. Peaslee.
Wilton	Elmer F. Richardson.
Windsor	Melvin Temple.

CHESHIRE COUNTY.

Alstead	Ceylon M. Dodge.
Chesterfield	Frank M. Davis.
Dublin	William W. Andrew.

Fitzwilliam	Winfield M. Chaplin.
Gilsum	Frederic A. H. Wilder.
Harrisville	George W. Bemis.
Hinsdale	George R. Locke.
	Erza B. Pike.
Jaffrey	Joel H. Poole.
	Guy H. Cutter.
Keene—	
Ward 1	Ben O. Aldrich.
	Christopher J. George.
Ward 2	Henry E. Swan.
	Daniel W. Goodnow.
Ward 3	Frank Huntress.
	George S. Jones.
Ward 4	Cadmon D. Robertson.
Ward 5	Joseph Madden.
Marlborough	Merrill Mason.
Marlow	Harlan E. Honey.
Richmond	Stephen A. Bullock.
Rindge	John D. Whitney.
Sullivan	Leslie H. Goodnow.
Surry	Stephen H. Clement.
Swanzey	Edward J. Hanna.
Troy	Warren C. Brown.
Walpole	Charles J. O'Neill.
	John W. Prentiss.
Westmoreland	Frank A. Kathan.
Winchester	Francis H. Buffum.
	Luman R. Nelson.

SULLIVAN COUNTY.

Acworth	Henry A. Clark.
Charlestown	Sabin E. Fisk.
Claremont	Robert J. Merrill.
	Thomas W. Fry.
	Frank H. Foster.
	Joseph H. Haskell.
	Rush Chellis.

Cornish	Erwin W. Quimby.
Croydon	Ernest L. Cutting.
Goshen	John B. Gocha.
Langdon	Ira M. Russell.
Lempster	Frank W. Huntoon.
Newport	John W. Johnson.
	Franklin A. Rawson.
	Tyler L. Barker.
Plainfield	Robert R. Penniman.
Sunapee	William W. Flanders, Jr.
Unity	Clarence E. Walker.

GRAFTON COUNTY.

Alexandria	Ira E. Gray.
Ashland	Jonathan M. Cheney.
Bath	Timothy B. Southard.
Benton	Lebina H. Parker.
Bethlehem	Rufus N. Gordon.
Bridgewater	Edwin D. Morrill.
Bristol	Charles H. Proctor.
Campton	Everett K. Avery.
Canaan	James B. Wallace.
Enfield	Eugene L. Carlton.
	Lyman N. Sargent.
Franconia	George H. Burt.
Grafton	Lafayette T. Barney.
Groton	Albi A. Hall.
Hanover	Frank A. Musgrove.
	Irving P. Fitts.
Haverhill	Elmer M. Miller.
	Arthur C. Clough.
	Henry S. Bailey.
Holderness	Stephen E. Balch.
Landaff	Raymond B. Stevens.
Lebanon	Clarence E. Clough.
	Frederick O. Stearns.
	Charles M. Messenger.
	Joseph Lemieux.

Lincoln	Albert Dodge.
Lisbon	Fred Parker.
	Carl S. Hoskins.
Littleton	Fred E. Richardson.
	Myron H. Richardson.
	Ora A. Mooney.
Lyman	Charles E. Elms.
Lyme	Edwin P. Dimick.
Monroe	Homer S. Smith.
Orange	Walter H. Ford.
Orford	Walter S. Horton.
Piermont	William H. Horton.
Plymouth	John F. Maynard.
	Joseph P. Huckins.
Rumney	Edward A. Elliott.
Thornton	Albert D. Merrill.
Warren	Henry E. Weeks.
Wentworth	David L. Goodwin.
Woodstock	Elmer E. Woodbury.

COOS COUNTY.

Berlin—	
Ward 1	George F. Jolbert.
	Oliver H. Toothaker.
	Oscar P. Cole.
Ward 2	Ferdinand Bouchard.
	James J. Feeney.*
	William W. Burlingame.*
Ward 3	John B. Paquet.
	Carl M. Nilson.
Carroll	Oscar Barron.
Clarksville	Fred B. Fellows.
Colebrook	Willard Cummings.
	Benjamin F. Drew.
Columbia	John Gray.
Dalton	Henry A. Farr.
Gorham	Jesse F. Libby.*

Jefferson . . .	George D. Roberts.*
Lancaster . . .	Fred B. Spaulding.
	Hubert J. Guernsey.
	Charles H. Wentworth.
Milan	Arthur V. Hebberd.
Northumberland . .	Stephen P. Clook.
	John A. Hayes.
Pittsburg . . .	Sylvester Lyford.
Shelburne . . .	Emlyn W. Evans.
Stark	Luville B. Jackson.
Stewartstown . .	Fred H. Noyes.
Stratford . . .	William H. Kimball.
Whitefield . . .	James E. Baker.
	Fred W. Smith.

Those marked with an asterisk were not present, but appeared and qualified later, as will be found in the daily proceedings of the House.

The clerk then called the House to order and stated that the first business before the House was the election of a temporary presiding officer.

On motion of Mr. French of Moultonborough, Mr. Emerson of Milford was elected temporary presiding officer and was escorted to the chair by Mr. Hurd of Manchester and Mr. Ahern of Concord.

On motion of Mr. Ahern of Concord the House proceeded to the election of a Speaker by ballot. The presiding officer appointed Messrs. Kellogg of Manchester and Madden of Keene as a committee to receive, sort and count the votes. Mr. Kellogg for the committee reported the following result of the ballot:

Whole number of votes cast.....	369
Necessary to a choice.....	185
Samuel D. Felker had.....	111
Walter W. Scott had.....	258

and Mr. Scott having a majority of all the votes cast was declared duly elected Speaker.

The Chairman appointed as a committee to escort the Speaker to the chair, Messrs. Wason of Nashua and Felker of Rochester.

The Speaker addressed the House as follows:

Gentlemen:

Before assuming the duties of this office, I would pause for a moment to offer to you my sincere and heartfelt thanks for the honor you have conferred upon me.

Mindful of the duties of the position and also mindful of the long line of distinguished men who have preceded me, I approach this chair fearful that I may not be able to measure up to the high standard already established. That I may come nigh unto that standard, I ask each and every member of this House to aid, support and assist me in the fulfilment of my duties.

That my proposed line of conduct may be thoroughly understood, I have seen fit to use, in my own way, the language of an unfriendly critic and do hereby declare that it will be my earnest wish to be but the servant of you all, zealous to be but the instrument through whom the deliberate will of the majority—that of the most humble and obscure, as well as the most assertive and prominent member, shall be made effective through proceedings that are regular and in accord with fundamental law.

To this line of conduct, I pledge my solemn word of honor. Again thanking you for the confidence in me reposed and trusting that that confidence may not have been reposed in vain, I urge that only such legislation be enacted as will reflect credit and honor upon the people of the state of New Hampshire, whose servants we are.

The chair awaits your pleasure.

On motion of Mr. Mason of Concord,—

Resolved, That the Speaker be authorized to cast one ballot for Harrie M. Young of Manchester, for clerk, and one ballot for Arthur A. Tyler of Laconia, for assistant

clerk of the House of Representatives for the ensuing two years.

The vote was so cast and Harrie M. Young and Arthur A. Tyler were declared duly elected clerk and assistant clerk, respectively, for the ensuing two years.

Harrie M. Young and Arthur A. Tyler then appeared and were duly qualified by taking the oath as clerk and assistant clerk, respectively.

HARRIE M. YOUNG,
Clerk for 1907–'08.

On motion of Mr. Howe of Concord,—

Resolved, That the Speaker be authorized to cast one ballot for Albert P. Davis for sergeant-at-arms and one ballot for Oscar D. Beverstock, George A. Rainville, Walter J. A. Ward and John F. Bartlett for doorkeepers of the House of Representatives for the ensuing two years.

The ballot was so cast and Albert P. Davis was duly elected sergeant-at-arms of the House of Representatives for the ensuing two years, and Oscar D. Beverstock, George A. Rainville, Walter J. A. Ward and John F. Bartlett were declared duly elected doorkeepers of the House of Representatives for the ensuing two years.

Then the said Albert P. Davis, Oscar D. Beverstock, George A. Rainville, Walter J. A. Ward and John F. Bartlett appeared and duly qualified for their respective positions by taking the oath of office.

On motion of Mr. Hurd of Manchester,—

Resolved, That a committee of ten members, one from each county, be appointed by the chair to select some suitable person to act as chaplain during the present session of the legislature, and report such selection to the House for its consideration.

On motion of Mr. Hollis of Concord,—

Resolved, That the clerk be authorized to secure the services of a stenographer for the use of the clerks and members of the House.

On motion of Mr. Haskell of Claremont,—

Resolved, That the rules of the last House be the rules for the present session until otherwise ordered, except that the Speaker is authorized to appoint a Committee on Temperance, to whom all liquor bills shall be referred.

On motion of Mr. Buffum of Winchester,—

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the election of Walter W. Scott as speaker, Harrie M. Young as clerk, Arthur A. Tyler as assistant clerk, and Albert P. Davis as sergeant-at-arms, and is now ready to proceed with the business of the session.

On motion of Mr. Nason of Dover,—

Resolved, That unless otherwise ordered, the hours of assembling of the House be 11 o'clock in the forenoon and 2 o'clock in the afternoon.

On motion of Mr. Ahern of Concord,—

Resolved, That the drawing of seats be made a special order for this afternoon at 2 o'clock.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk, announced that the Senate had adopted the following resolution:

Resolved, That the House of Representatives be informed that the Senate, having assembled, has organized by the choice of Harry T. Lord as president, Martin W. Fitzpatrick as clerk, Earle C. Gordon as assistant clerk, William W. Critchett as sergeant-at-arms, Edgar H. Calvert as messenger, and Melvin J. Jenkins as doorkeeper, and is now ready to proceed with the business of the session.

On motion of Mr. French of Moultonborough, the House took a recess for ten minutes.

(After recess.)

The House having reassembled.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk, announced that the Senate had adopted the following resolution:

Resolved, That a message be sent to the House of Representatives that from an examination of the returns of votes there appears to be a vacancy in Senatorial District No. 6; that William Wallace and Harry W. Daniell are the two constitutional candidates; and that the Senate is ready to meet the House in convention at such time as the House may suggest, for the purpose of filling the vacancy in the Senate, agreeably to the provisions of the constitution.

On motion of Mr. Rolfe of Concord,—

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention, for the purpose of canvassing the votes for Governor and Councilors, and filling the vacancy in Senatorial District No. 6, agreeably to the provisions of the constitution, at 3 o'clock this afternoon.

On motion of Mr. Hackett of Portsmouth, at 12.25 o'clock the House adjourned.

AFTERNOON.

The House met at 2 o'clock.

LEAVE OF ABSENCE.

Mr. Libby of Gorham was granted leave of absence for the remainder of the week on account of important business.

SPECIAL ORDER.

Mr. French of Moultonborough called for the special order, it being the drawing of seats.

The Speaker stated that the clerk would draw seats for the absent members.

The House then proceeded with the drawing of seats.

IN CONVENTION.

The Honorable Senate then came in and the two branches being in convention,

On motion of Mr. Wason of Nashua,—

Resolved, That the Honorable Secretary of State be requested to lay before the convention the returns of the votes for Governor and Councilors cast in the last election.

The Honorable Secretary of State then appeared and laid before the convention the returns of the votes for Governor and Councilors cast in the last election.

On motion of Senator Ahern of District No. 18,—

Resolved, That the votes for Governor and Councilors be referred to a committee, consisting of one on the part of the Senate and two on the part of the House, to examine, compare, and count the same, and report thereon.

The Chairman named as such committee Senator Ahern of District No. 18 and Messrs. Barron of Carroll and Weeks of Exeter.

On motion of Senator Parker of District No. 19,—

Resolved, That a committee of five be appointed by the chair to wait on His Excellency Charles M. Floyd, Governor, and inform him that a quorum of each branch of the Legislature has assembled and completed its organization, and is ready to receive any communication he may be pleased to make.

The Chairman appointed as such committee Senator Parker of District No. 19 and Messrs. Musgrove of Hanover, Barnard of Manchester, McQuesten of Nashua and Jolbert of Berlin.

Senator Parker for the committee subsequently reported that they had attended to that duty and that His Excellency the Governor had no communication to make to the Legislature at present, but might address them later.

On motion of Senator Martin of District No. 14,—

Resolved, That the convention proceed to fill the vacancy existing in Senatorial District No. 6.

The Chairman announced that the constitutional candidates were Harry W. Daniell of Franklin, Democrat, and William Wallace of Laconia, Republican.

The Chairman appointed as tellers Senator Hamlin of District No. 7 and Mr. French of Moultonborough.

The result of the ballot was as follows:

Whole number of votes cast	314
Necessary for a choice	158
Harry W. Daniell had	87
William Wallace	227

and William Wallace, having a majority of all the votes cast, was declared duly elected Senator from District No. 6 for the ensuing two years.

REPORT OF COMMITTEE.

Senator Ahern of District No. 18, for the joint committee, to whom was referred the returns of the votes cast for Governor and Councilors, at the last biennial election, reported that it had examined, compared and counted the same, with the following result:

FOR GOVERNOR.

Whole number of votes cast	88,549
Necessary for a choice	44,275
Henry B. Quinby had	44,630
Clarence E. Carr had	41,386
Sumner F. Claflin had	1,120
Edmund B. Tetley had	897
Walter H. Lewis had	513
Scattering	3

and Henry B. Quinby, having a majority of all the votes cast, is elected governor for the ensuing two years.

FOR COUNCILORS.

District No. 1.

Whole number of votes cast	17,358
Necessary for a choice	8,680
Alonzo M. Foss had	9,750
Alpha H. Harriman had	7,250
Arthur H. Drury had	205
James H. Morgan had	153

and Alonzo M. Foss, having a majority of all the votes cast, is elected councilor for the ensuing two years.

District No. 2.

Whole number of votes cast	16,793
Necessary for a choice	8,397
Henry W. Boutwell had	9,640
Lewis G. Gilman had	7,153

and Henry W. Boutwell, having a majority of all the votes cast, is elected councilor for the ensuing two years.

District No. 3.

Whole number of votes cast	15,443
Necessary for a choice	7,722
Albert Annett had	9,189
Denis P. Stanton had	5,829
George O. Gray had	304
George H. Hazen had	121

and Albert Annett, having a majority of all the votes cast, is elected councilor for the ensuing two years.

District No. 4.

Whole number of votes cast	18,376
Necessary for a choice	9,189
James G. Fellows had	10,731
Daniel E. Davis had	7,187
Frank W. Mansfield had	298
Arthur W. Kidder had	160

and James G. Fellows, having a majority of all the votes cast, is elected councilor for the ensuing two years.

District No. 5.

Whole number of votes cast	17,218
Necessary for a choice	8,610
Lyford A. Merrow had	10,066
James O. Gerry had	6,898
Hubert E. Berry had	139
Simon Stahl had	115

and Lyford A. Merrow, having a majority of all the votes cast, is elected councilor for the ensuing two years.

The report was accepted without objection and declaration made accordingly.

On motion of Senator Leeman of District No. 16,—

Resolved, That a committee of five be appointed by the chair to wait upon the Hon. Henry B. Quinby and inform him officially of his election as Governor of the State of New Hampshire, and that the Senate and House of Representatives are ready to receive any communication from His Excellency at such time as he may desire.

The Chairman named as such committee Senator Leeman of District No. 16 and Emery of District No. 23 and Messrs. Smith of Laconia, Merrow of Freedom and Phelps of Manchester.

On motion of Senator Hurd of District No. 22,—

Resolved, That a committee of three be appointed to wait upon Alonzo M. Foss, Henry W. Boutwell, Albert Annett, James G. Fellows and Lyford A. Merrow and inform them of their election to the Honorable Council.

The Chairman named as such committee Senator Hurd of District No. 22, and Messrs. Anderson of Exeter and Livingston of Meredith.

On motion of Senator Patten of District No. 20, the convention rose.

HOUSE.

On motion of Mr. Weeks of Exeter,—

Resolved, That the sergeant-at-arms of the House be instructed to procure and furnish to each member of the House and officers thereof, during the session, two daily newspapers, published in the state, each member and officer to choose the papers he desires to have, and to indicate the same to the sergeant-at-arms forthwith.

On motion of Mr. Chaplin of Fitzwilliam,—

Resolved, That the clerk of the House be instructed to procure as soon as possible 2,000 copies of the Legislative Manual, in substantially the same form as in 1907, in morocco binding, for the use of the House and Senate and the Executive Department.

On motion of Mr. French of Moultonborough, at 4 o'clock the House adjourned.

THURSDAY, JANUARY 7, 1909.

The House met at 11 o'clock.

LEAVE OF ABSENCE.

Mr. Proctor of Bristol was granted leave of absence until Tuesday, January 12th, on account of important business.

On motion of Mr. Toothaker of Berlin,—

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12 o'clock for the purpose of receiving His Excellency the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

On motion of Mr. Felker of Rochester,—

Resolved, That the Speaker of the House is hereby authorized to appoint the following employés of the House: A warden and an assistant warden, who shall have charge of the cloak-room corridor; three messengers, one of whom shall assist in the telephone service of the House, and render such other service as may be required of him, and two of whom shall be under the joint direction of the sergeant-at-arms and the state librarian, and whose duty shall be to answer calls of members for books, documents and papers in the custody of the state librarian, and be responsible for their return; an assistant sergeant-at-arms, who shall assist the sergeant-at-arms in his duties and act as postmaster of the House; also six pages in attendance upon the House, one of whom is to be known as the Speaker's page.

On motion of Mr. French of Moultonborough,—

Resolved, That the standing committees of the House shall consist of fifteen members each, and that the Speaker be requested to make up the said committees accordingly.

On motion of Mr. Ahern of Concord,—

Resolved; That a committee of five, consisting of the Speaker and four members, be appointed by the chair to report on the subject of proper rules of procedure in this House, and that they, with such members as the Senate may join, be a committee on joint rules of the Senate and House of Representatives, and that pending the report of said committee that portion of Rule 46 requiring the printing of all bills previous to their reference to committee be dispensed with and the method followed in previous legislatures adopted.

On motion of Mr. Keenan of Dover,—

Resolved, That when the House adjourns this morning it be to meet tomorrow morning at 9.30 o'clock and when the House adjourns tomorrow morning it adjourn to meet Monday evening at 8 o'clock.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed the following resolution, in the passage of which it asked the concurrence of the House of Representatives.

Resolved, by the Senate, the House of Representatives concurring, That the joint rules of the last Legislature be the joint rules of this Legislature until otherwise ordered.

On motion of Mr. French of Moultonborough, the House concurred in the passage of the resolution.

On motion of Mr. Buffum of Winchester,—

Resolved, by the House of Representatives, the Senate concurring, That a special joint committee be appointed, consisting of two on the part of the Senate and three on the part of the House, which shall consider the matter of commemorating the centenary of the birth of Abraham Lincoln and report its recommendations.

The Speaker appointed as a committee on the part of the House Messrs. Buffum of Winchester, Hollis of Concord and Doe of Somersworth.

The following gentlemen having been duly qualified by His Excellency, the Governor, appeared and took their seats as members of the House: Messrs. Bickford of Manchester, Marden of Chichester, Sayers of Manchester and Lucier of Nashua.

On motion of Mr. Hill of Concord, at 11.05 o'clock the House took a recess until 12 o'clock.

(After Recess.)

The House having reassembled.

IN CONVENTION.

REPORTS OF COMMITTEES.

The Honorable Senate then came in and the two branches being in convention, Senator Leeman of District No. 16, for the committee appointed to wait upon the Honorable

Henry B. Quinby and inform him officially of his election as governor of the state of New Hampshire, reported that it had attended to its duty; that the governor-elect had accepted said office, and would meet the Senate and House of Representatives in convention at the earliest convenient time to take the oath of office and make such communication as he deemed proper.

The report was accepted.

Senator Hurd of District No. 22, for the committee appointed to notify Alonzo M. Foss, Henry W. Boutwell, Albert Annett, James G. Fellows and Lyford A. Merrow of their election as members of the Honorable Council, reported that they had attended to the duty, and that the gentlemen named accepted the office to which they had been elected.

The report was accepted.

On motion of Senator Patten of District No. 20,—

Resolved, That the chair appoint a committee of three, consisting of one senator and two representatives, to escort the Governor and Governor-elect to the House of Representatives.

The chairman appointed as such committee Senator Patten of District No. 20 and Messrs. Wason of Nashua and Huntoon of Lempster.

The Governor, Governor-elect and the Honorable Council then came in, and the Hon. Henry B. Quinby, Governor-elect, then took and subscribed the oath of office and the oath of allegiance before the President of the Senate and in the presence of both branches of the Legislature, whereupon the Hon. Harry T. Lord, President of the Senate, made proclamation as follows:

Henry B. Quinby, having been duly elected Governor of New Hampshire, accepted the office and taken the oath prescribed by the Constitution, I do therefore declare and proclaim His Excellency, Henry B. Quinby, Governor of the state of New Hampshire, to hold the office during the period prescribed by the Constitution and laws of the state,

and I present Your Excellency with a copy of the Constitution of the state as a guide in the discharge of your official duties.

His Excellency then read the following message:

Senators and Representatives:

As public servants we have assembled to provide for the continuance of good government for our state, and to initiate measures of progress which are promised and demanded, both by the advance which has already been made along many lines, and by our determination to keep abreast of our fellows in the brotherhood of states in all things which make for general prosperity.

As public servants we have given our oath to this end,—you as representing the legislative, and I the executive branch of the government. Upon each of us, therefore, rests an unavoidable share of the responsibility of whatever is done or omitted to be done in the weeks that are before us. In addition to our oath most of us have given pledges, which are equally binding, and have made declarations which are covenants with the people. I assume, therefore, that it remains chiefly for us to adjust only the natural and inevitable differences of opinion due to our numbers, in order to arrive at conclusions satisfactory alike to us and to our constituents. I therefore indulge the hope that mutual confidence and coöperation will prevail. Let us divest our minds of prejudice, and take up all questions for examination in the light of our duty, and of the best interests of the state. To such a course I pledge myself without reserve, and I feel sure that none of you will be lacking in reciprocal spirit. In this manner we shall render this session of the General Court notable in the legislative annals of our state, and through its results mark an epoch of progress for New Hampshire.

FINANCIAL.

The financial condition of the state, considered in its relation to resources and liabilities, is fairly satisfactory.

As regards the relation of current receipts and current expenditures, however, a different situation exists; for in recent years we have to record a material increase in the net indebtedness of the state.

For the fiscal year ending August 1, 1908, the treasurer reports actual receipts, exclusive of cash on hand September 1, 1907, of $1,868,516.39; yet less than half of this sum, or only $905,823.01 could be considered as revenue.

The total disbursements of the year were $1,839,824.10; of which amount more than half, or $968,589.69 was chargeable to expense. It will be seen, therefore, that the deficit for the past year amounts to $62,766.68,—and this in a year when there was no session of the Legislature with its attendant cost for pay roll, mileage and incidental expenses.

It is apparent, then, that if the credit of the state is to be maintained, there must be an immediate and considerable increase in the revenue, unless we are prepared to abandon the existing enlightened policy in regard to our charitable, remedial, educational, and reformatory institutions, or to check the progressive and liberal spirit with which the state has of late entered upon an extended program of public improvements.

Neither of these alternatives will, I am confident, meet with general approval. No considerable number of our people begrudge the money now expended for schools, hospitals, libraries, reformatories, the National Guard, the public health, good roads, the promotion of agriculture, the extension of our summer business, the propagation of fish and game, or, indeed, any of the manifold functions which the modern state has taken to itself. On the contrary, most people would be glad to see each of these agencies for the betterment of the state's condition strengthened, extended and improved. It is in response to this spirit, so well understood, that the people's representatives in the Legislature have appropriated the state's money to these causes, and no one of us wishes to take a backward step.

TAXATION.

But inasmuch as every dollar which is here appropriated from the treasury must be put there in the form of taxation, it behooves us to see to it that the fiscal reservoir be kept at least at the level of the demands made upon it, and that, too, in the manner least burdensome upon all classes of the people. This involves the consideration of problems which are somewhat complex. In the report of the Special Tax Commission, which was appointed a year ago, and whose conclusions have been in your hands for study for several weeks, you will find an illuminating discussion of the entire problem of taxation in New Hampshire, and I commend the Commission's recommendations to your thoughtful consideration.

I especially commend to you that portion of their conclusions which suggests the levying of taxation upon public service corporations at the average rate of taxation existing throughout the state, computed exclusive of the taxes upon the capital of insurance companies and the deposits in savings banks; and I trust that a law embodying this principle will soon be presented to me.

Direct taxation is an abhorrent method of securing public revenue, yet in New Hampshire, the state, the county, and the local community, be it city, town, or precinct, thus levies upon every citizen. To be sure, there are peculiarities of our laws which lighten or entirely remove the burden in some instances so far as the state is concerned; but this is an incongruity as it stands. The entire trend of modern taxation systems in all commonwealths is in the direction of the absolute elimination of the direct state tax; and in the Tax Commission's report you will find a recommendation to that end, and I would be glad to see the result attained as the Commission suggests it. I have long entertained the belief that two most equitable and efficient means of increasing the public revenue lie in retaining in the state treasury all of the railroad taxes except

that returnable to the cities and towns on account of railroad locations, and in retaining the entire savings bank tax for the benefit of the state, leaving the literary fund to be cared for by direct appropriations.

But whatever may be the form of legislation which you will employ, I urge upon you, gentlemen, as speedily as may be to send to me for signature legislation which will remedy the defects in our present system of taxation, which will distribute the public burdens equitably among all classes of corporations and citizens, and which will furnish to the state treasury the funds so sorely needed to carry forward the beneficent enterprises upon which the state is already embarked, to improve and construct enduring and attractive highways, to foster education, and, in general, to supply all legitimate demands for the state's cooperation and support.

THE RAILROAD FREE PASS.

The railroad free pass has been fiercely attacked as being an improper agency in political affairs. Toward the elimination of the free pass as a factor in politics, your predecessors in the Legislature of 1907 took a long step by prohibiting the acceptance and use of such favors by members of the Legislature, and by most of our public officers. Whatever remains to be done to complete the abolishment of the political free pass, I look to you, gentlemen of the Legislature, speedily to accomplish. Many forms of enactment will doubtless be suggested to you for this purpose, but there is one general guide in this matter which you will not lose sight of, I am sure. I refer to the platform declarations upon that subject. Anti-free pass legislation in line with those declarations will have my heartiest approval, and I trust that you will promptly lay it before me for signature.

RESTRICTION OF THE LOBBY.

The lobby, so called, has found itself seriously curtailed in scope and power by changing conditions of the public mind, and it is for us to take action still further to restrict its operations. The only available means for this purpose is by enactment requiring attorneys and all other persons appearing before committees of the Legislature in a representative capacity to register their appearance in the public records of the secretary of state's office with a statement declaring in whose interest such appearance is made, together with a return of their fees and expenses. Such a law I recommend, with the further suggestion that its passage be expedited so as to render it serviceable during the session of the Legislature upon which we are now entering.

THE DIRECT PRIMARY.

The desire for public office rarely fails to engender a contest, no matter what method is in use in securing nominations. Seldom, however, within my knowledge, has a preliminary canvass or a nominating convention been conducted in a manner so free from reasonable basis for criticism as in our state during the past summer. Nevertheless if improvements can be obtained in methods which will operate to secure greater purity and honesty and equity in the formation of party tickets, we should most assuredly avail ourselves of them. To this end the direct primary is advocated. It promises much, and hence justifies the experiment. I therefore recommend that you enact a law the effect of which will be to confine party nominations to party adherents, and to place the nomination of all elective state officers in the hands of the people.

LIQUOR LEGISLATION.

By common consent and by unbroken practice the judgment of the Legislature has been taken as final in all matters pertaining to legislation which governs the liquor

traffic; and if it is your opinion that the law of 1903 shall be stricken from the statute books, I will complete your action with executive approval. If, however, you find no reason for making a change in the existing fundamental policy of the state in dealing with this matter, I earnestly recommend that in considering changes in the law such changes shall constantly be directed toward restricting to its minimum the use of intoxicants, and that you will not fail to provide every possible legal safeguard for the protection of those communities which vote no-license. As a means for the better enforcement of the liquor law a deputy attorney-general should be provided to carry on such work, under the direction of the attorney-general; or this duty should be imposed upon the attorney-general, as the chief of the state's solicitors, under a law prohibiting him from private practice and paying him a salary equal at least to that of members of the courts. The attorney-general acting in coöperation with the county prosecuting officers, at hand for frequent consultation by state officials, available for the guidance of committees of the General Court, etc., would be an invaluable officer, and would be able many times over to save his salary each year.

EDUCATION.

Under the wise and helpful leadership of the present superintendent of public instruction New Hampshire has made no inconsiderable advance in the efficiency of the public schools. Commensurate with the public means the state treasury has been opened for the advantage of the rural school and still wider coöperation of this sort is hoped for and advocated by educational leaders, as well as by those who are qualified to voice the sentiments of the rural communities. This, however, like all other plans for progressive legislation which demand money for their success, must be made to conform to the conditions of the treasury, though I have no hesitation in saying that if indebtedness is ever justifiable for a community or an individual, it is

when caused by expenditures incident to the raising of the intellectual capacity. I recommend that among the uses to which you will devote the increased revenue which it is imperative that you provide, you include an enlarged measure of assistance to the public schools in the rural districts, an increase of the facilities for furnishing trained teachers, and the extension of skilled supervision for the graded schools.

THE STATE COLLEGE.

This institution will soon come into full enjoyment of the Thompson fund, when the income thus assured will suffice to place it in the class of the best endowed of New England educational institutions. It has been well provided for by both state and national appropriations and I can see no pressing necessity for extraordinary expenditures by you in its behalf at the present time.

NORMAL SCHOOL.

The State Normal School, a pioneer in the work of training teachers, has commanded favorable attention through the excellence of its accomplishments. It should be maintained at the utmost of its efficiency and as I have intimated elsewhere, its efforts should be supplemented by those of new facilities for the training of teachers.

THE STATE LIBRARY.

The general interest in library development is by no means as active among our people now as it was ten or fifteen years ago, and it seems to me that the state library might be usefully employed in stimulating the public attention to this subject. The library is enriching its collections along certain lines which are desirable, and as an instrument for the advancement of genealogical and historical research is most valuable. I would suggest that some portion of the funds now provided for accessions be made available for field work by the librarian with a view

to bringing about close relations between all the libraries of the state and the state library, and for arousing a more general public interest in library work.

BUREAU OF LABOR.

The scope of the Bureau of Labor has been much narrowed by the limitations of the law under which it was established, and which has received no amendments since its enactment sixteen years ago. I suggest that the department, if it is to be continued as an independent bureau, be broadened in scope to meet the expectations of those who were chiefly interested in having it created.

LABOR.

The progress of New Hampshire from the settlement of the colony has been made by the industry of her people and the welfare of those who toil should be an object of solicitude on the part of lawmakers. After a lifetime of close experience with a manufacturing industry, I am convinced that most of the difficulties for which legislative remedy is sought may be obviated by forbearance on the part of the employer and employees, and by a general and genuine recognition on both sides of the rights of one's fellowmen. I am not, therefore, prepared to recommend specific legislation looking toward public interference in the relation between employer and employee. But, as a result of my observations, I have come to regard the trustee process as applied to laborers' wages as tending to impose suffering and unwarranted hardship upon those who are blameless, and I ask you to abolish the practice by amendment of the statute.

CHILD LABOR.

The laws upon our statute books relative to child labor were designed effectively to protect the children. Let us ever bear in mind that upon the children of the present

are to be laid the burdens of the future, and that their rights and privileges should be fully safeguarded, so that they shall not be robbed by violation of law, of their health and educational opportunities which are so essential a foundation for useful lives; failure to enforce the laws in regard to child labor will deprive the children of those who labor of their birthright—intelligent citizenship. I therefore strongly recommend that you not only add to the existing law anything lacking to make it thoroughly cover the subject, but that you provide that it be rigidly enforced.

THE EXECUTIVE DEPARTMENTS.

The executive departments of the state government are all deserving of commendation. Though paying small salaries as compared with other states, or as compared with the returns secured by the same degree of capacity in private occupation, New Hampshire has been able to command a high order of service in the various commissions and boards of trust. Their reports will soon be laid before you for information concerning the transactions of the past two years, and I commend them to your study. I suggest further that you consider whether the economical and efficient conduct of the state's affairs may not be advanced by the consolidation of some of the various boards and bureaus now pursuing independent ways. I sincerely hope that you may be able to accomplish something along this line, for it cannot be regarded other than extravagant and inefficient that we should continue to maintain and multiply individual executive agencies for the pursuit of work which may well be taken over by some of the existing departments and boards.

BOARD OF CHARITIES AND CORRECTIONS.

The public interest, greatly increased during the last decade, in social problems, in the prevention and correc-

tion of crime and pauperism, in wise aid to the afflicted and true kindness to the unfortunate, is represented in the machinery of the state government by the Board of Charities and Corrections. The different state institutions (except the State Hospital and State Prison), the county institutions, and the orphanages in which public charges are cared for, are visited regularly by members of the board and, as a result, many changes for the better have been made.

STATE HOSPITAL.

This institution easily and justly holds a place among the foremost of its kind in the country, and I invite your special attention to the report of its officers. Notwithstanding the generous appropriations which have enabled large additions to its equipment, the hospital admissions so far exceed the discharge of patients, that more room is required. I do not, however, recommend that action to this end be taken now, but I do recommend that the time for receiving patients at the hospital from the county almshouses be extended to January 1, 1913, by which time provision can be made to fulfill the purposes of the Law of 1903. From an experience of twelve years upon the Hospital Board of Trustees, I feel that I have a special knowledge of the institution's needs, and I ask you to make provision at this session for a new set of boilers to replace those which have served so well, for a new boiler house with the proper coal pockets, which will protect the inmates from the dangerous rigors of a possible breakdown in the heating system at the time of its utmost need, and also eliminate the dangers incident to the present arrangement whereby the hospital carpenter shop is located over the boiler room. There should also be a proper appropriation for necessary repairs to the hospital buildings.

HOME FOR FEEBLE-MINDED.

The Home for Feeble-Minded is entitled to rank among the necessary institutions of our state, and should receive its generous aid. I have recently visited this school and examined it thoroughly and I recommend that appropriations be made for a laundry, kitchen, dining-room, and an additional boiler. Under capable superintendence the School for Feeble-Minded Children has made splendid progress, commensurate with the money afforded for its work.

SOLDIERS' HOME.

The Soldiers' Home represents in part the measure of New Hampshire's appreciation for the men who did battle for the preservation of the Union. Since opening its doors it has sheltered nearly seven hundred veterans. After some twenty years of use its buildings naturally are in need of extended repairs, and because of the increasing age of the inmates, with attendant feebleness and illness, an increase in the staff of nurses will soon be necessary. The generosity of the state has never failed to respond to the needs of this institution, and I commend it to your continued good favor.

CONSUMPTIVES' SANATORIUM.

The State Sanatorium for Consumptives, for which provision was made by the Legislature of 1905, is now under construction, and it will be your duty to provide for its maintenance. In this, as in the consideration of all other demands upon the public purse, due regard must be paid to the condition of the treasury, as well as to the urgency of the work in hand. And in this connection I cannot refrain from once more directing your attention to the fact that upon the measures which you will adopt for the supply of the treasury will depend the degree with which you will be able to enter upon the extension of desirable and necessary public activities, or the inauguration of new ones.

RAILROAD COMMISSION.

The problem of the state's relation to its common carriers as then existing was met by the passage, in 1883, of the statute creating the present Board of Railroad Commissioners. Though but slightly amended in the meantime, this law proves upon examination to contain the essence, at least, of the necessary provisions of the widely-heralded legislation of recent years elsewhere. The spirit of the times, however, calls for the state's supervision over other public service agencies than the common carriers; and if such course is to be followed here I suggest that it be through a board created for that purpose or through adding to the present duties of the Railroad Commission the further function of exercising the power of regulation which the state possesses over all forms of public utilities. This will entail additional labors for the Board of Railroad Commissioners, and possibly should carry with it a larger salary. This, however, should not serve to prevent the suggested action, if in your opinion the general welfare is to be subserved thereby; and in any event I earnestly recommend that the existing anomalous method of compensating the Railroad Commission be done away with, and that they be paid, as are other state officers, directly from the treasury upon executive warrant.

SAVINGS BANKS.

The savings banks of the state, as reported by the Bank Commissioners, show slight, but healthy, increase from year to year in their aggregate resources, which were on June 30, 1908, $92,068,019.11, in their deposits and in their guaranty fund and in the number of their depositors, which was on the date named 186,610.

The detailed reports of these different institutions indicate that they are conducted with economy of expense and with wisdom of investment and management. The splendid shape in which all of the New Hampshire banks weathered

what has become known as the panic of 1907 is a matter of congratulation.

STATE BOARD OF AGRICULTURE.

The State Board of Agriculture is among the oldest and most useful of the departments of our state government. In addition to the usual duties devolving upon such an office, the secretary of the board has carried on a remarkably successful enterprise in the development of our summer industries.

Considering the smallness of the appropriations with which the work is carried on, the attractions and advantages of New Hampshire as a place of country residence have been wonderfully well advertised throughout the continent and even in foreign countries. From the first this work has been in charge of the secretary of the State Board of Agriculture, and has been carried on principally by correspondence and by a handsome annual publication, "New Hampshire Farms for Summer Homes." Exact figures cannot be given, but there is no doubt but that millions of dollars have been added to the wealth of New Hampshire because of its development as a state of summer homes.

FORESTRY.

To no state is the cause of forest conservation more important than to ours; and it so happens that forest preservation in New Hampshire is fraught with immeasurable benefit to most of our neighboring states in New England. At the recent meeting of the governors of New England states, held at Boston under the initiative of Governor Guild of Massachusetts, who is entitled to much praise for the success of the project and for the generous assistance he has given to the cause of the White Mountain Forest Reserve, an agreement was reached for a concert of action in the seeking of forestry legislation in all the New England states. The measures suggested are all reasonable in tenor and promise to increase the safety of the forest from

the most dangerous of its enemies,—fire. I commend these measures to your consideration, which I hope will be favorable.

The oft-repeated suggestion for the replacing of the present salaried member of the Forestry Commission with a State Forester will again come before you, and I recommend its adoption, and that the number of the Forestry Commission be reduced to three members.

INSECT PESTS.

The work of exterminating the gypsy and brown-tail moth is one upon which both the federal and state governments are engaged. New Hampshire appropriations for this purpose have been generously supplemented from the national treasury and practically all the work done in the past two years has been coöperative between the state and federal authorities. In exactly the measure with which we show a disposition to help ourselves we can expect a continuance of assistance from Washington, and prudence as well as necessity accordingly urges us to maintain the appropriation which has been made for fighting these pests. From the report of the agent to expend the appropriation you will learn of the extent and character of the work and needs of the situation. I recommend that you make provisions for continued defence against these agencies which are so destructive of the attractiveness and resources of our state.

FISH AND GAME.

The fish and game laws now in force in the northern New England states are strongly at variance in some instances which affect the transportation of game and food fish from one state to another for purpose of sale, and one of the subjects under consideration at the recent conference of New England governors and state officials had to do with this question. I recommend that our statutes be made uniform with those of our neighbors in this regard.

HIGHWAY IMPROVEMENTS.

Under the legislation of the past two sessions we have been enabled to make a good beginning toward a comprehensive system of improved highways, which are largely under state control. The ocean boulevard and the principal links in what will be a central trunk line of highway from our southern border to the White Mountains constitute the chief elements in the work already done, and I am of the opinion that these projects should be brought to completion before any other ambitious plans are attempted. By means of the state aid, which is granted to the towns generally, a large measure of improvement has been accomplished in many localities, and this feature of the work should be continued. In the foregoing I have referred only to those expenditures for highway improvement which must be met from the current treasury receipts. If it is your opinion that we should use the proceeds of a bond issue for the purpose of hastening the extension of modern highways, including all of the proposed trunk systems of roads, I will supplement your action with executive approval.

STATE BOARD OF HEALTH.

The State Board of Health through the Laboratory of Hygiene and the Bureau of Vital Statistics has largely increased its activity and usefulness in recent years. In the enforcement of the pure food law enacted two years ago, it is performing an especially helpful and valuable work. I believe this department to be conducted in a most progressive and efficient manner and I commend it to your continued favor.

INSURANCE DEPARTMENT.

From the report of the Insurance Commissioner you will learn of the transactions of the department. Our body of laws concerning insurance is well administered and under the efficient direction of the present commissioner New

Hampshire finds itself upon a level with the foremost of other states in the matter of insurance regulations and requirements.

THE NATIONAL GUARD.

The recent reorganization of the New Hampshire National Guard in accordance with the requirements of the national legislation known as the Dick Bill seems to have had favorable effect in an increased efficiency of the whole brigade and a higher standard for the individual soldier.

New Hampshire has fully complied with the provisions of this law. At the present time the New Hampshire National Guard is composed of twenty-three infantry companies, one battery of field artillery, one company of cavalry, a signal corps and a general staff corps, which includes the adjutant-general's department, the inspector-general's department, the medical department and hospital corps, the judge-advocate-general's department, the quartermaster's department, the commissary department, a pay department, and an ordnance department, and the strength of the Guard is as follows: 134 commissioned officers and 1,583 enlisted men, being five officers and 111 men less than the maximum allowed by the state law.

CODIFICATION OF THE LAWS.

It has been twenty years since the last codification of the statutes was authorized by the legislature, and in the meantime the additions to our body of law have been numerous and bulky. It is true that private enterprise has in a measure supplied the lack, but it seems to me that the time has come to provide for the codification and revision of the Public Statutes, and I recommend that you make provision for that purpose.

STATE PRISON.

The changes in garb, dietary, and discipline at the State Prison which went into effect a few years since have been

in the line of progress, and the prison under its present management has maintained its reputation as a model institution of its kind.

INDUSTRIAL SCHOOL.

The Industrial School serves its purpose as well as can be expected under the circumstances attending its work. Its results may be judged by the standard of citizenship which it maintains as an ideal for its inmates. If our means were sufficient, the school, in order to attain its best results, should be reconstructed upon the cottage system, and I suggest that whatever you may provide for the school in the way of additional accommodations be planned with this idea in view.

INSURANCE OF STATE BUILDINGS.

The State Hospital trustees have paid the premiums for insurance from the proceeds of funds bequeathed for the benefit of the unfortunates who are under treatment. This is an injustice to the intended beneficiaries of these gifts and bequests. I recommend that you empower the Governor and Council to arrange for the proper insurance of all state property which they think requires it, or consider the advisability of the state carrying all its insurance and creating a sinking fund with which to erect structures in case of loss by fire, and also to empower the Governor and Council to authorize the construction of such buildings in case of destruction out of any money in the treasury not otherwise appropriated, until such sinking fund is adequate to replace them.

IN CONCLUSION.

I have not attempted to speak in detail of many of the state boards, institutions or departments. Their annual reports will be seasonably in your hands and from those pages you may learn of the things accomplished and hoped for. In general it may be said that the state's affairs have been

well managed, with little waste and with no dishonesty. Indeed, Gentlemen of the Legislature, ours is a state with a goodly heritage of renown, which it is our duty to hand over to our successors unimpaired. For myself I have sought to promise no more than I can perform; but I shall shirk no responsibility and evade no issues. To you I impute a like good purpose. Let us, therefore, coöperate with each other freely for the fulfillment in letter and in spirit of all the pledges which we have made, and thus meet the just expectations of our constituents. Fortunately none of the mooted questions before us are of a partisan nature. It is with confidence, therefore, that I bespeak your united and early attention to the problems of the session, and I trust that you may so speedily and in such wise measure accomplish the results aimed at that the period of your labors will be brief, and that the outcome will reflect credit upon all who have had to do with shaping it, while satisfying to the utmost the just demands of the people in whose name we have come together.

On motion of Senator Emery of District No. 23,—

Resolved, That the message of His Excellency the Governor be laid on the table, and that the clerk of the House be directed to procure the usual number of printed copies.

On motion of Senator Greer of District No. 9, the convention rose.

HOUSE.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That a special joint committee be appointed, consisting of two on the part of the Senate and three on the part of the House, which shall consider the matter of com-

memorating the centenary of the birth of Abraham Lincoln and report its recommendations, and the President has appointed as such committee on the part of the Senate, Senators Rice and Hamlin.

On motion of Mr. Ahern of Concord, at 1.20 o'clock the House adjourned.

FRIDAY, JANUARY 8, 1909.

The House met at 9.30 o'clock, according to adjournment, being called to order by Wm. J. Ahern of Concord, and the following communication was read by the clerk:

CONCORD, January 7, 1909.

Mr. Wm. J. Ahern, Concord, N. H.

Dear Sir:—I shall be unable to be present at the session on Friday morning, January 8. Will you kindly preside for me, and greatly oblige

Yours very truly,

WALTER W. SCOTT,
Speaker.

On motion of Mr. Buffum of Winchester, in respect to the memory of Andrew Jackson, at 9.32 o'clock the House adjourned.

MONDAY, JANUARY 11, 1909.

The House met at 8 o'clock in the evening, according to adjournment.

On motion of Mr. Locke of Laconia,—

Resolved, That out of respect to the memory of John G. Wadley of Gilford, elected as a member of this House, whose decease occurred January 9th, this House does now adjourn.

At 8.03 o'clock the House adjourned.

TUESDAY, JANUARY 12, 1909.

The House met at 11 o'clock.

Prayer was offered by the Rev. George R. Locke of Hinsdale.

LEAVE OF ABSENCE.

Mr. Penniman of Plainfield was granted leave of absence for the day on account of important business.

The Speaker announced the following standing committees of the House:

Agriculture.—Chesley of Concord, Lord of Dunbarton, Snell of Lee, Perkins of Exeter, Currier of Belmont, Andrews of Conway, Holt of Francestown, Hardy of Hollis, Merrill of Thornton, Prentiss of Walpole, Huntoon of Lempster, Ladd of Epping, Fellows of Clarksville, Mooney of Littleton, Durgin of Andover.

Agricultural College.—Wason of Nashua, Forsaith of Manchester, Fogg of Durham, Sanborn of Gilmanton, Lane of Hampton, Shackford of Conway, Jenks of Franklin, Stearns of Lebanon, Clough of Haverhill, Davis of Chesterfield, Chase of Londonderry, Drew of Colebrook, Shepard of New London, Harvell of Amherst, Walker of Unity.

Appropriations.—French of Moultonborough, Huntress of Keene, Stevenson of Exeter, Clough of Manchester, Swan of Keene, Keenan of Dover, Spaulding of Lancaster, Head of Hooksett, Poole of Conway, Woodward of Nashua, Penniman of Plainfield, Ahern of Concord, Ladd of Epping, Richardson (M. H.) of Littleton, Dow of Laconia.

Banks.—Cross of Concord, Hurd of Manchester, Straw of Manchester, Swart of Nashua, Reed of Strafford, Davis of Tilton, Shackford of Conway, Goodnow of Sullivan, Evans of Shelburne, Parker of Lisbon, Fry of Claremont, Hill of Concord, Dining of Stratham, Proctor of Bristol, Marvin of Newcastle.

Claims.—Anderson of Exeter, French of Moultonborough, Marden of Chichester, Humphreys of Portsmouth,

Gastonguay of Somersworth, Robertson of Keene, Follansbee of Laconia, Smith of Monroe, Gocha of Goshen, Horton of Piermont, Pinkham of Milton, Lee of Manchester, Trombly of Nashua, Hebert of Manchester, Jackson of Stark.

County Affairs.—Prince of Salisbury, Gray of Dover, Bailey of Haverhill, George of Goffstown, Galligan of Dover, Holmes of Nottingham, Dimick of Lyme, Lyford of Pittsburg, Rand of Sandown, Honey of Marlow, Baker of Whitefield, Curtis of Manchester, Wesley of Dover, Barnard of Newbury, Flaherty of Manchester.

Education.—Preston of New Hampton, Preston of New Ipswich, Buffum of Winchester, Davis of Warner, Kimball of Atkinson, Foss of Dover, Brown of Concord, Jenks of Franklin, Haskell of Claremont, Walbridge of Milford, Robertson of Tamworth, Hebberd of Milan, Leighton of Northwood, Foster of Claremont, Bennett of Tuftonborough.

Elections.—Woodbury of Woodstock, Kellogg of Manchester, Brown of Auburn, Clark of Acworth, Noyes of Stewartstown, Alexander of Windham, Avery of Effingham, Butler of Boscawen, Richer of Manchester, Chadwick of Franklin, Miller of New Durham, Avery of Laconia, Delacombe of Nashua, Healey of Manchester, Bullock of Richmond.

Fisheries and Game.—Rand of Laconia, Gray of Jackson, Cheney of Ashland, Wagner (Augustus) of Manchester, Young of Wolfeboro, Brown of Seabrook, Giles of Pelham, Avery of Campton, Dodge of Alstead, Jolbert of Berlin, Clark of Deerfield, Johnson of Newport, Wheeler of Manchester, Burlingame of Berlin, Osgood of Pittsfield.

Forestry.—Poole of Jaffrey, Huckins of Ossipee, Collins of Nashua, Dinsmoor of Laconia, Clark of Rochester, Rand of Chester, Melzer of Milford, Roy of Manchester, Andrew of Dublin, Elliott of Rumney, Farr of Dalton, Rogers of Bow, Dickey of Manchester, Fisk of Charlestown, Elms of Lyman.

Incorporations.—Worthen of Manchester, Payne of

Derry, Forsaith of Manchester, Gray of Dover, Jenkins of Barnstead, Cressey of Bradford, Southard of Bath, Chellis of Claremont, Lemieux of Lebanon, Doe of Somersworth, Osgood of Pittsfield, Donnelly of Manchester, Farrand of Concord, Mason of Marlborough, George of Bartlett.

Industrial School.—Phelps of Manchester, Danforth of Concord, Sanborn of Hampton Falls, Crocker of Rochester, Chagnon of Nashua, Rollins of Tilton, Burgess of Manchester, Chase of Hart's Location, Cutting of Croydon, Hall of Groton, Wentworth of Lancaster, Otis of Dover, Glynn of Manchester, Hanna of Swanzey, Weeks of Warren.

Insurance.—Boutwell of Hopkinton, Corson of Hampstead, Foss of Dover, Huckins of Plymouth, Rand of Laconia, George of Keene, Merrill of Claremont, Smith of Manchester, Carlton of Enfield, Baker of Pembroke, Brown of North Hampton, Kearns of Somersworth, Burlingame of Berlin, McQuesten of Nashua, Joyal of Manchester.

Judiciary.—Howe of Concord, Nason of Dover, Hackett of Portsmouth, Hollis of Concord, Hurd of Manchester, Wason of Nashua, Stevens of Somersworth, Wyman of Manchester, Barnard of Manchester, Merrill of Claremont, Torrey of Newfields, Lucier of Nashua, Felker of Rochester, Libby of Gorham, Madden of Keene.

Labor.—Marden of Chichester, Sadler of Nashua, Elliott of Concord, Parker of Lisbon, Wilder of Gilsum, Lawrence of Manchester, Hanson of Sanbornton, Sargent of Enfield, Brown of Kensington, Dey of Manchester, Smith of Whitefield, Merrow of Freedom, Fournier of Rollinsford, Huntoon of Lempster, Goodwin of Wentworth.

Manufactures.—Howard of Nashua, Corey of Manchester, Hepworth of Derry, Avery of Effingham, Bartlett of Hill, Bean of Manchester, Jones of Keene, Paquet of Berlin, Curtis of Manchester, Wheeler (W. R.) of Salem, Sampson of Somersworth, Avery of Laconia, Bartlett of Allenstown, Quimby of Cornish, Barney of Grafton.

Mileage.—Cole of Berlin, Young of Wolfeboro, Marcotte of Rochester, Follansbee of Laconia, Whitney of Rindge,

Lagerquist of Manchester, Gocha of Goshen, Ford of Orange, Brown of Seabrook, Marden of Concord, Donnelly of Manchester, Farley of Bedford, Reagan of Manchester, Nerbonne of Manchester, Morrill of Bridgewater.

Military Affairs.—Keenan of Dover, Philbrick of Portsmouth, Osgood of Nashua, Gastonguay of Somersworth, Pratt of Sutton, Lagerquist of Manchester, Corey of Brookline, Brown of Troy, Horton of Orford, Trudel of Manchester, Cole of Berlin, Mason of Concord, Barker of Newport, Tarbell of Lyndeborough, Hanscom of Portsmouth.

National Affairs.—Sanborn of Gilmanton, Gilman of Madison, Lord of Dunbarton, Clement of Surry, Horton of Piermont, Sargent of Enfield, Fuller of Manchester, Casey of Portsmouth, Soucy of Nashua, Feeney of Berlin, Hogan of Manchester, Wesley of Dover, Ford of Danbury, Murray of Manchester, Dutton of Deering.

Normal School.—Toothaker of Berlin, Fairbanks of Dover, Hett of Portsmouth, Musgrove of Hanover, Huckins of Plymouth, Holt of Franklin, Dunnington (C. G.) of Manchester, Weeks of Exeter, Falvey of Henniker, Kellogg of Manchester, Currier of Belmont, McLane of New Boston, Goodnow of Keene, Lampron of Nashua, Fisk of Charlestown.

Public Health.—Fairbanks of Dover, Cheney of Ashland, Greene of Newmarket, Miller of Haverhill, Woodward of Nashua, Hill of Pembroke, Weeks of Exeter, Tobey of Wolfeboro, Toothaker of Berlin, Dunnington (H. E.) of Manchester, Aldrich of Keene, Demers of Manchester, Cheever of Greenfield, Morrison of Franklin, O'Toole of Nashua.

Public Improvements.—Emerson of Milford, Collins of Nashua, Barron of Carroll, Maynard of Plymouth, Sawyer of Rye, Thompson of Concord, Balch of Holderness, Currier of Danville, Seavey of Barrington, Reed of Strafford, Smith of Laconia, Weeks of Wakefield, Sayers of Manchester, Pike of Hinsdale, Flanders of Sunapee.

Railroads.—Hackett of Portsmouth, Hett of Portsmouth,

Chaplin of Fitzwilliam, Smith of Laconia, Newton of Dover, Hoskins of Lisbon, Weed of Sandwich, Bickford of Manchester, Weeks of Pembroke, Butterfield of Merrimack, Ahern of Concord, Cummings of Colebrook, Flanders of Sunapee, Gordon of Bethlehem, Dining of Stratham.

Retrenchment and Reform.—Aldrich of Keene, Hoskins of Lisbon, Wood of Farmington, Humphreys of Portsmouth, Friborg of Manchester, Clark of Acworth, Bartlett of Portsmouth, Putnam of Concord, Newman of Hillsborough, Carr of Greenland, Lee of Manchester, Cilley of Kingston, Beamish of Somersworth, Lapointe of Franklin, Desmarais of Nashua.

Revision of the Statutes.—Gaffney of Nashua, Weston of Derry, Lane of Pittsfield, Belanger of Manchester, Clough of Lebanon, Moreau of Manchester, Clyde of Hudson, Barron of Carroll, Newton of Dover, Wallace of Canaan, Wagner (Adolph) of Manchester, Stevens of Landaff, O'Neill of Walpole, Cutter of Jaffrey, Livingston of Meredith.

Roads, Bridges and Canals.—Philbrick of Portsmouth, Gray of Jackson, Wood of Farmington, Blood of Manchester, Fogg of Durham, Johnson of Newport, Carr of South Hampton, Morrill of Canterbury, Jones of Peterborough, Kathan of Westmoreland, Nilson of Berlin, Taggart of Nashua, Parker of Benton, Burt of Franconia, Morrison of Franklin.

School for Feeble-Minded.—Forsaith of Manchester, Dinsmoor of Laconia, Clark of Wilmot, Harvey of Newton, Howe of Peterborough, Nelson of Winchester, Jenks of Goffstown, Hayes of Northumberland, Poore of Raymond, Joslin of Bennington, Kennedy of Newmarket, Lovering of Loudon, Cavanaugh of Manchester, Gannon of Concord, Gray of Alexandria.

Soldiers' Home.—Buffum of Winchester, Wheeler (B. R.) of Salem, Horton of Orford, Gray of Columbia, Jones of Portsmouth, Davis of Tilton, Carr of Brentwood, Lowe of Antrim, Snyder of Webster, Fuller of Manchester, Bai-

ley of Haverhill, Messenger of Lebanon, Chase of Northfield, Gale of Greenville, Proctor of Bristol.

State Hospital.—Rolfe of Concord, Wagner (Adolph) of Manchester, Maynard of Plymouth, Clook of Northumberland, Butterfield of Merrimack, Gilman of Madison, Danforth of Concord, Lane of Hampton, Honey of Marlow, Clark of Portsmouth, Cushman of Dover, Wedgewood of Farmington, Rollins of Alton, Upton of Hancock, Peaslee of Weare.

State Prison.—Swart of Nashua, Huntress of Keene, French of East Kingston, Blanchard of Concord, Hill of Plaistow, Merrill of Thornton, Guernsey of Lancaster, Morrill of Bridgewater, Lafond of Manchester, Goodwin of Mason, Lang of Candia, Sanborn of Concord, Ducharme of Nashua, Murphy of Manchester, Beaudoin of Rochester.

Temperance.—Wallace of Canaan, Stevenson of Exeter, Cross of Concord, Payne of Derry, Dodge of Lincoln, Rawson of Newport, Robertson of Keene, McLane of New Boston, Huckins of Ossipee, Phelps of Manchester, Lyford of Pittsburg, Doe of Somersworth, Richardson (M. H.) of Littleton, Rogers of Bow, Rollins of Alton.

Towns.—Huntress of Keene, Fitts of Hanover, Weeks of Exeter, Sadler of Nashua, Burnham of Epsom, Temple of Windsor, Woodbury of Woodstock, Babb of Rochester, Clark of Portsmouth, Wood of Farmington, Andrews of Conway, Whitney of Rindge, Clyde of Hudson, Bouchard of Berlin, Dickey of Manchester.

Unfinished Business.—Fitts of Hanover, Rand of Sandown, Marcotte of Rochester, Richardson of Wilton, Clement of Surry, Goodwin of Mason, Paquet of Berlin, Marden of Concord, Bennett of Tuftonborough, Livingston of Meredith, Feeney of Berlin, Burt of Franconia, Quimby of Cornish, Bailly of Manchester, Delacombe of Nashua.

Ways and Means.—Nason of Dover, Anderson of Exeter, Howard of Nashua, Straw of Manchester, Dodge of Lincoln, Locke of Laconia, Bartlett of Portsmouth, Baker of Hillsborough, Kimball of Rochester, Rawson of Newport,

Richardson (F. E.) of Littleton, Hill of Concord, Merrow of Freedom, Kimball of Stratford, Bemis of Harrisville.

Rules.—The Speaker, Howe of Concord, Emerson of Milford, Felker of Rochester, Libby of Gorham.

Journal of the House.—The Speaker, Wyman of Manchester, Lucier of Nashua.

JOINT STANDING COMMITTEES.

Engrossed Bills.—Musgrove of Hanover, Rollins of Alton.

State Library.—Falvey of Henniker, Weeks of Pembroke, Kearns of Somersworth.

State House and State House Yard.—Thompson of Concord, Locke of Hinsdale, Rogers of Bow.

SPEAKER'S APPOINTMENTS.

In accordance with a resolution adopted at the morning session of January 7, the Speaker announced the following appointments:

Assistant Sergeant-at-Arms.—Howard O. Nelson of Portsmouth.

Warden of Coat Room.—William E. Dow of Concord.

Assistant Warden of Coat Room.—Clayton C. Foss of Dover.

Library Messengers.—Bert Wentworth of Dover, Eugene D. Sanborn of Fremont.

Telephone Messenger.—George W. Parker of Dover.

Speaker's Page.—Bernard W. Carey of Newport.

Pages of the House.—Arthur F. Bickford of Haverhill, Carl P. Merryman of Concord, Harold L. Davis of Moultonborough, Forrest G. Brown of Whitefield, McDonough O'Dowd of Manchester.

Under a resolution passed at the morning session, January 6, that a committee of ten members, one from each county, be appointed by the chair to select some suitable person to act as chaplain during the present session of the

Legislature, and report such selection to the House for its consideration, the Speaker announced as such committee Messrs. Hurd of Manchester, Weeks of Exeter, Keenan of Dover, Rand of Laconia, French of Moultonborough, Cross of Concord, Swan of Keene, Flanders of Sunapee, Hoskins of Lisbon and Barron of Carroll.

BILLS INTRODUCED.

The following bills were introduced, read a first and second time and referred as follows:

By Mr. Nason of Dover, House Bill No. 1, An act to amend Chapter 104 of the Session Laws of 1901, relating to the trial of murder in the second degree. To the Committee on Judiciary.

By Mr. Davis of Tilton, House Bill No. 13, An act for the collection of poll taxes. To the Committee on Ways and Means.

By Mr. Davis of Tilton, House Bill No. 15, An act in amendment of Section 8, Chapter 65, Public Statutes, relative to the taxation of savings banks and fire insurance companies, etc. To the Committee on Revision of the Statutes.

By Mr. Davis of Tilton, House Bill No. 18, An act to repeal certain provisions of the Public Statutes relating to the duties of the Secretary of State in preparing blank certificates and inventories for the use of towns, and for other purposes. To the Committee on Ways and Means.

By Mr. Davis of Tilton, House Bill No. 19, An act imposing a tax on legacies and successions.

On motion of Mr. Ahern of Concord, the rules were suspended, the bill laid upon the table to be printed and then referred to the Committee on Ways and Means.

By Mr. Davis of Tilton, House Bill No. 17, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization.

On motion of Mr. Kearns of Somersworth the rules were

suspended, the bill laid upon the table to be printed and then referred to the Committee on Ways and Means.

By Mr. Davis of Tilton, House Bill No. 16, An act for the taxation of forest lands and the timber thereon.

The first reading having commenced, on motion of Mr. Haskell of Claremont, the rules were suspended and the further reading of the bill dispensed with. The bill was then read a first and second time by its title, laid upon the table to be printed and then referred to the Committee on Ways and Means.

Mr. Baker of Hillsborough offered the following resolution:

Resolved, That the resolution passed by the House last Thursday, whereby the printing of bills before their reference to committee be dispensed with, be reconsidered.

The question being on the adoption of the resolution,

(Discussion ensued.)

On a *viva voce* vote the resolution did not prevail.

On motion of Mr. Hill of Concord, at 12.32 o'clock the House took a recess until 1.55 o'clock.

(After Recess.)

The further reading of bills was continued.

The following bill was introduced and the first reading having commenced, on motion of Mr. Ahern of Concord the further reading of the bill was dispensed with. The bill was then read a first and second time by its title and referred to the Committee on Ways and Means.

By Mr. Davis of Tilton, House Bill No. 14, An act in amendment of Section 14, Chapter 169 of the Public Statutes, as amended by Chapter 67 of the Laws of 1901 and Chapter 109 of the Laws of 1905, entitled "Foreign Insurance Companies and their Agents."

Mr. Ahern of Concord moved that the order whereby House Bills Nos. 16, 17 and 19 were laid upon the table to be printed be reconsidered.

The question being on the motion of Mr. Ahern of Concord,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

On motion of Mr. French of Moultonborough, the motion whereby House Bills Nos. 16, 17 and 19 were laid upon the table to be printed was rescinded.

The following bills were severally introduced, read a first and second time and referred to the Committee on Ways and Means:

By Mr. Davis of Tilton, House Bill No. 2, An act to repeal certain sections of Chapters 64 and 65 of the Public Statutes.

By Mr. Davis of Tilton, House Bill No. 3, An act in relation to county taxes.

By Mr. Davis of Tilton, House Bill No. 4, An act in amendment of section 7, chapter 55, Public Statutes.

By Mr. Davis of Tilton, House Bill No. 5, An act in amendment of Chapter 56 of the Public Statutes, entitled "Persons and Property, Where Taxed."

The following bills were introduced and the first readings having commenced, on motion of Mr. Hill of Concord, the further readings were dispensed with. The bills were then read a first and second time by their titles and referred to the Committee on Ways and Means:

By Mr. Davis of Tilton, House Bill No. 6, An act in relation to the taxation of railroads.

By Mr. Davis of Tilton, House Bill No. 8, An act in relation to taxation of corporations.

The following bills were severally introduced, read a first and second time and referred to the Committee on Ways and Means:

By Mr. Davis of Tilton, House Bill No. 7, An act in relation to the rate of taxation.

By Mr. Davis of Tilton, House Bill No. 9, An act to repeal sections 11 and 12, chapter 55 of the Public Statutes, relating to exemptions.

By Mr. Davis of Tilton, House Bill No. 10, An act to repeal chapter 95 of the Laws of 1907.

By Mr. Davis of Tilton, House Bill No. 11, An act to equalize the appraisal of property.

By Mr. Davis of Tilton, House Bill No. 12, An act in relation to poll tax, and in amendment of chapters 55 and 59 of the Public Statutes.

The following bills were severally introduced, read a first and second time and referred as follows:

By Mr. Hurd of Manchester, House Bill No. 20, An act to amend section 3 of the charter of Masonic Home. To the Committee on Judiciary.

By Mr. Hurd of Manchester, House Bill No. 21, An act to incorporate the association known as Oak Hill Lodge No. 97, Independent Order of Odd Fellows of Manchester, N. H. To the Committee on Judiciary.

By Mr. Buffum of Winchester, House Bill No. 22, An act for the regulation of political conventions and caucuses. To the Committee on Judiciary.

By Mr. Farrand of Concord, House Bill No. 23, An act to establish the Penacook Union School District. To the Committee on Education.

By Mr. Huntress of Keene, House Bill No. 24, An act in relation to marking the location of public and historic incidents. To the Committee on Judiciary.

By Mr. Osgood of Nashua, House Bill No. 25, An act amending sections 1 and 8 of chapter 126 of the Laws of 1907, entitled "An act authorizing and enabling towns and precincts to construct, manage, maintain and own water works." To the Committee on Revision of the Statutes.

By Mr. Fry of Claremont, House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

On motion of Mr. Fry of Claremont, the rules were suspended and the bill referred to a special committee consisting of the delegation from the town of Claremont.

By Mr. Huntress of Keene, House Bill No. 27, An act

to prohibit sales of merchandise in bulk in fraud of creditors. To the Committee on Judiciary.

By Mr. Merrill of Claremont, House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

On motion of Mr. Merrill of Claremont, the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Sullivan.

By Mr. Philbrick of Portsmouth, House Bill No. 29, An act for the protection of smelt in Piscataqua River. To the Committee on Fisheries and Game.

By Mr. Carr of South Hampton, House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at, the biennial election and meeting in South Hampton, held the third day of November, 1908. To the Committee on Judiciary.

By Mr. Cutter of Jaffrey, House Bill No. 31, An act for the better observance of holidays. To the Committee on Judiciary.

By Mr. Cutter of Jaffrey, House Bill No. 32, An act repealing chapter 48 of the Session Laws of 1893, being an act establishing a Labor Bureau, and all amendments thereto. To the Committee on Labor.

By Mr. Robertson of Keene, House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company. To the Committee on Incorporations.

By Mr. Nelson of Winchester, House Bill No. 34, An act in amendment of section 7 of chapter 116 of the Public Statutes in relation to the construction of public buildings. To the Committee on Revision of the Statutes.

By Mr. Brown of Seabrook, House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams." To the Committee on Fisheries and Game.

By Mr. Brown of Seabrook, House Bill No. 36, An act regulating the use of purse seines in the water of the Atlantic Ocean. To the Committee on Fisheries and Game.

By Mr. Wesley of Dover, House Bill No. 37, An act to protect domestic pigeons or doves. To the Committee on Fisheries and Game.

The following joint resolutions were severally introduced, read a first and second time and referred to the Committee on Military Affairs:

By Mr. Barnard of Manchester, House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

By Mr. Keenan of Dover, House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover.

RESOLUTIONS, ETC.

On motion of Mr. Ahern of Concord,—

Resolved, That the use of Representatives' Hall be granted the Republican members of the Legislature for the evening of Tuesday, January 12, for caucus purposes.

On motion of Mr. Buffum of Winchester,—

Resolved, by the House of Representatives, the Senate concurring, That the so-called Omnibus Appropriation Bill shall include only such items as relate to the salaries of legislative employees and other necessary and previously authorized legislative expenses.

On motion of Mr. French of Moultonborough,—

Resolved, That the use of Representatives' Hall be granted the Democratic members of the Legislature, at the noon recess of this body on Thursday, January 14, for caucus purposes.

On motion of Mr. French of Moultonborough,—

Resolved, That the Speaker be authorized and requested to add to such standing committee or committees of this House, as he may see fit, the name of George R. Locke of Hinsdale.

On motion of Mr. Hurd of Manchester,—

Resolved, by the House of Representatives, the Senate concurring, That a committee of three on the part of the House be appointed to confer with a like committee on the part of the Senate, to make assignment of rooms to the various committees and employés of both branches of the Legislature.

Mr. Lagerquist of Manchester was granted leave of absence for the remainder of the week on account of important business.

The following gentlemen having been duly qualified by His Excellency, the Governor, appeared and took their seats as members of the House: Messrs. Wheeler, Wm. R., of Salem, Straw of Manchester and Burlingame of Berlin.

On motion of Mr. Hill of Concord, at 3.40 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

On motion of Mr. Ahern of Concord, at 3.41 o'clock the House adjourned.

WEDNESDAY, JANUARY 13, 1909.

The House met at 11 o'clock.

Prayer was offered by the Rev. George R. Locke of Hinsdale.

COMMITTEE REPORT.

Mr. Nason of Dover, for the Committee on Judiciary, to whom was referred House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901, relating to the trial of murder in the second degree, reported the same, with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend the bill by changing the title, so that the title of

the bill as amended will read: "An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills and joint resolutions were severally introduced, read a first and second time and referred as follows:

By Mr. Rolfe of Concord, House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions. To the Committee on Ways and Means.

By Mr. Woodbury of Woodstock, House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad. To the Committee on Railroads.

By Mr. Toothaker of Berlin, House Bill No. 40, An act to authorize the City of Berlin to exempt certain property from taxation and ratify the doings of the same. To the Committee on Judiciary.

By Mr. Woodbury of Woodstock, House Bill No. 41, An act to repeal chapter 248 of the Session Laws of 1903, relating to real estate owned by the Appalachian Mountain Club. To the Committee on Revision of Statutes.

By Mr. Wyman of Manchester, House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization. To the Committee on Insurance.

By Mr. Wallace of Canaan, House Bill No. 43, An act in amendment of section 22 of chapter 8 of the Public Statutes, in relation to the state and other public libraries. To the Committee on Judiciary.

By Mr. Wallace of Canaan, House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895,

in relation to An act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building." To the Committee on Judiciary.

By Mr. Burt of Franconia, House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia. To the Committee on Judiciary.

By Mr. Danforth of Concord, House Bill No. 46, An act to provide for the erection of a new state house.

The first reading having commenced, on motion of Mr. Haskell of Claremont the rules were suspended, the further reading of the bill dispensed with, the bill read a first and second time by its title, laid on the table to be printed and then referred to the Committee on Public Improvements.

By Mr. Burgess of Manchester, House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School. To the Committee on Industrial School.

By Mr. Toothaker of Berlin, House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine. To the Committee on Public Health.

By Mr. Ahern of Concord, House Joint Resolution No. 3, joint resolution in favor of John K. Law and others. To the Committee on Claims.

By Mr. Burgess of Manchester, House Joint Resolution No. 4, joint resolution in favor of the Industrial School. To the Committee on Industrial School.

By Mr. Joyal of Manchester, House Joint Resolution No. 5, joint resolution appropriating the sum of five thousand dollars ($5,000) for relief of earthquake sufferers in Italy. To the Committee on Appropriations.

By Mr. Philbrick of Portsmouth, House Joint Resolution No. 6, joint resolution to provide a state flag and for its use. To the Committee on Military Affairs.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That a committee of three on the part of the House be appointed to confer with a like committee on the part of the Senate to make assignment of the rooms to the various committees and employés of both branches of the Legislature, and the President has named members of such committee on the part of the Senate, Senators Turner and Patch.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That the so-called Omnibus Appropriation Bill shall include only such items as relate to the salaries of legislative employés and other necessary and previously authorized legislative expenses.

The Speaker announced as members of the committee on assignment of rooms, on the part of the House, Messrs. Aldrich of Keene, Finning of Nashua and Locke of Hinsdale.

On motion of Mr. French of Moultonborough,—

Resolved, That the Speaker be authorized and requested to appoint one additional member for each of the following committees: Committee on Railroads, Committee on Revision of the Statutes and Committee on Forestry.

On motion of Mr. French of Moultonborough,—

Resolved, That the clerk be directed to confer with the manager of the N. E. Telephone Co., ascertain on what terms telephone service can be had for this body during the session of 1909, and to report as early as possible.

The Speaker announced that Mr. Bartlett of Portsmouth had resigned as a member of the Committee on Ways and Means and that Mr. Cook of Fremont had been appointed to fill the vacancy.

Also that Mr. Nelson of Winchester had resigned as a member of the Committee on School for Feeble Minded and that Mr. Richardson of Wilton had been appointed to fill the vacancy.

Also that Mr. Buffum of Winchester had resigned as a member of the Committee on Education.

The Speaker announced that in pursuance of the resolution adopted at this morning's session he had made the following appointments:

Committee on Forestry.—Mr. Nelson of Winchester.

Committee on Railroads.—Mr. Finning of Nashua.

Committee on Revision of Statutes.—Mr. Aldrich of Keene.

On motion of Mr. Howe of Concord,—

Resolved, That the Committee on Judiciary be authorized to employ a stenographer and messenger. That the Committee on Appropriations and the Committee on Ways and Means be each authorized to employ a stenographer to act during the session.

On motion of Mr. Hill of Concord, at 12.07 o'clock the House adjourned.

AFTERNOON.

The House met at 2 o'clock.

On motion of Mr. Ahern of Concord, at 2.01 o'clock the House adjourned.

THURSDAY, JANUARY 14, 1909.

The House met at 11 o'clock.

Prayer was offered by the Rev. Daniel S. Jenks of Franklin.

LEAVE OF ABSENCE.

Mr. M. H. Richardson of Littleton was granted leave of absence for the day on account of important business.

COMMITTEE REPORTS.

Mr. Boutwell of Hopkinton, for the Committee on Insurance, to whom was referred House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill laid upon the table to be printed.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia, reported the same with the recommendation that the bill be referred to the Committee on Towns.

The report was accepted and the bill referred to the Committee on Towns.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 31, An act for the better observance of holidays, reported the same, with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Anderson of Exeter, for the Committee on Claims, to whom was referred House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others, reported the same, with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations.

Mr. Anderson of Keene, for the committee to whom was referred the assignment of rooms to the various committees and employees of both branches of the Legislature, reported with the following resolution:

Resolved, That the assignment of rooms to the standing committees of the House, and joint standing committees of the House and Senate be as follows:

On Agriculture, adjutant-general's office.
On Agricultural College, adjutant-general's office.
On Appropriations, No. 75 Phenix Annex.
On State Hospital, room No. 6.
On Banks, bank commissioners' office.
On Claims, room No. 8.
On County Affairs, room No. 8.
On Education, office state board of charities, room 27, Opera House block.
On School for Feeble-Minded, room No. 8.
On Elections, room No. 5.
On Fisheries and Game, state library.
On Forestry, room No. 4.
On Incorporations, room No. 7.
On Industrial School, room No. 7.
On Insurance, room 32, Opera House block.
On Journal of the House, No. 8 Phenix Annex.
On Judiciary, room No. 1.
On Labor, labor commissioner's office.
On Manufactures, labor commissioner's office.
On Mileage, office of state treasurer.
On Military Affairs, adjutant-general's office.
On National Affairs, state library.
On Normal School, room No. 7.
On Public Health, room No. 4.
On Public Improvements, office superintendent of public instruction.
On Railroads, Union Hall, opera house block.
On Retrenchment and Reform, room No. 7.
On Revision of Statutes, room No. 5.
On Roads, Bridges and Canals, room 32, opera house block.
On Rules, No. 8, Phenix Annex.
On Soldiers' Home, adjutant-general's office.
On State Prison, room No. 8.
On Temperance, room No. 4.
On Towns, room No. 7.

On Unfinished Business, room No. 7.

On Ways and Means, office of the secretary of agriculture.

JOINT STANDING COMMITTEES.

On Engrossed Bills, office of secretary of state.

On State House and State House Yard, state library.

On State Library, state library.

On Joint Rules, room No. 7.

Clerks and Stenographers, room No. 10.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills were severally introduced, read a first and second time and referred as follows:

By Mr. Jones of Peterborough, House Bill No. 49, An act to legalize the biennial election of the town of Temple held November 3, 1908. To the Committee on Judiciary.

By Mr. Davis of Chesterfield, House Bill No. 50, An act in amendment of chapter 122, Laws of 1907, enabling certain school districts to make contracts with certain districts out of the state. To the Committee on Revision of the Statutes.

(Mr. Emerson of Milford in the chair.)

By Mr. Woodward of Nashua, House Bill No. 51, An act to compel the street railways of Nashua to build bridge.

The first reading having commenced, Mr. Clyde of Hudson moved that the further reading be dispensed with and the bill read a first and second time by its title, laid upon the table to be printed and then referred to the Committee on Railroads.

The question being on the motion of Mr. Clyde of Hudson,

(Discussion ensued.)

Mr. Woodward of Nashua moved as an amendment that the bill be referred to a special committee consisting of the delegation from the city of Nashua.

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was adopted.

The question being on the motion of Mr. Clyde of Hudson as amended,

On a *viva voce* vote the affirmative prevailed.

The bill was then read a first and second time by its title, laid upon the table to be printed and then referred to a special committee consisting of the delegation from the City of Nashua.

By Mr. Cutter of Jaffrey, House Bill No. 52, An act relating to the inspection of ballots.

Read a first and second time. On motion of Mr. Kearns of Somersworth the rules were suspended and the bill laid upon the table to be printed. The bill was then referred to the Committee on Judiciary.

By Mr. Hurd of Manchester, House Bill No. 53, An act in amendment of section 7 of chapter 31 of the Laws of 1893, relating to a catalogue of the state library. To the Committee on Revision of the Statutes.

By Mr. Toothaker of Berlin, House Bill No. 54, An act to establish a Normal School, to appropriate money for the same and to provide for its maintenance.

The first reading having commenced, on motion of Mr. Haskell of Claremont the rules were suspended and the further reading dispensed with. The bill was then read a first and second time by its title, laid upon the table to be printed, and then referred to the Committee on Normal School.

By Mr. Stevenson of Exeter, House Bill No. 55, An act in relation to telephones and installing the same. To the Committee on Judiciary.

By Mr. Wyman of Manchester, House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation. To the Committee on Judiciary.

By Mr. Brown of Seabrook, House Bill No. 57, An act to amend section 39, chapter 79, Session Laws of 1907, relating to fish and game. To the Committee on Fisheries and Game.

By Mr. Fairbanks of Dover, House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital. To the Committee on State Hospital.

By Mr. Fairbanks of Dover, House Bill No. 59, An act to amend chapter 61 of the Public Statutes of the Session Laws of 1903, relating to the care and support of the dependent insane by the state. To the Committee on State Hospital.

By Mr. Wagner of Manchester, House Bill No. 60, An act to amend section 3, chapter 271 of the Public Statutes, relating to observance of the Sabbath. To the Committee on Revision of the Statutes.

By Mr. Jones of Portsmouth, House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors. To the Committee on Revision of the Statutes.

By Mr. Cole of Berlin, House Joint Resolution No. 7, Joint resolution to provide suitable armory quarters for the National Guard in Berlin. To the Committee on Military Affairs.

By Mr. Smith of Laconia, House Joint Resolution, No. 8, Joint Resolution to provide suitable armory quarters for the National Guard in Laconia. To the Committee on Military Affairs.

On motion of Mr. Hill of Concord,—

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock and when it adjourns tomorrow it be to meet Monday evening at 8 o'clock.

Mr. Hurd of Manchester, for the committee appointed to select a chaplain for the House of Representatives, reported the following resolution and recommended its adoption:

Resolved, That the Rev. David Fraser of Manchester be elected chaplain for the ensuing two years.

On a *viva voce* vote the resolution was adopted.

(The Speaker in the chair.)

LEAVE OF ABSENCE.

Mr. Stearns of Lebanon was granted leave of absence for the remainder of the week on account of illness.

On motion of Mr. Ahern of Concord, at 12.04 o'clock the House adjourned.

AFTERNOON.

The House met at 2 o'clock.

On motion of Mr. Buffum of Winchester the rules were suspended to allow the presentation of a report from a joint special committee.

Mr. Buffum of Winchester, for the committee, presented the following:

The Joint Special Committee, to which was referred the matter of commemorating the centenary of the birth of Abraham Lincoln, beg leave to report as follows:

It is recommended that this state hold a commemoration service on Friday, the 12th prox.; that the exercises be held in the City Auditorium at eleven o'clock in the forenoon; that His Excellency, the Governor, be invited to preside; that the hall be suitably decorated, and that the exercises shall be in accordance with a program to be prepared by the committee.

All of which is respectfully submitted by the committee.

F. H. BUFFUM,
Chairman.

ALLEN HOLLIS,
Secretary.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Sanborn of Gilmanton, the committee was continued and authorized to carry out the program.

On motion of Mr. Buffum of Winchester, the rules were suspended to allow the introduction of a joint resolution.

By Mr. Buffum of Winchester, House Joint Resolution No. 9, Joint resolution for defraying the necessary expenses of the observance of the Lincoln Centenary.

Read a first and second time and referred to the Committee on Appropriations.

On motion of Mr. Hurd of Manchester,—

Resolved, That prayers be offered in the House five minutes before the hour fixed for the first session each day, and that His Excellency, the Governor, the Council, and the Honorable Senate be informed thereof, and be invited to attend.

On motion of Mr. Hackett of Portsmouth,—

Resolved, That one new member be added to the Committee on Education, in order that Grafton County may have a representative on the committee.

On motion of Mr. Ahern of Concord, at 2.15 o'clock the House adjourned.

FRIDAY, JANUARY 15, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

On motion of Mr. Merrill of Claremont, at 9.33 o'clock the House adjourned.

MONDAY, JANUARY 18, 1909.

The House met at 8 o'clock, according to adjournment.

MESSAGE FROM THE GOVERNOR.

The Secretary of State appeared before the House and

transmitted the following message from His Excellency, the Governor:

STATE OF NEW HAMPSHIRE,
EXECUTIVE DEPARTMENT.
CONCORD, January 18, 1909.

To the House of Representatives:

I herewith transmit reports of the following state officers and trustees of state institutions:

Secretary of State; State Treasurer; Bank Commissioners; Insurance Commissioner; Attorney General; Adjutant General; License Commissioners; Tax Commission of 1908; Board of Health; Labor Commissioner; Board of Charities and Correction; Commissioners of Lunacy; Trustees of the State Library; Fish and Game Commissioners; Trustees of the New Hampshire State Hospital; Board of Managers of the Soldiers' Home; Trustees of the Industrial School; Trustees of the School for Feeble-Minded Children; State Board of Equalization; Officers of State Prison; Railroad Commissioners.

HENRY B. QUINBY,
Governor.

The above reports were severally referred as follows:

Of State Treasurer, to the Committee on Appropriations.

Of the Secretary of State, to the Committee on Incorporations.

Of the Insurance Commission, to the Committee on Insurance.

Of the Bank Commission, to the Committee on Banks.

Of the Railroad Commission, to the Committee on Railroads.

Of the State Board of Health, to the Committee on Public Health.

Of the Trustees of the State Library and State Librarian, to the Committee on State Library.

Of the State Board of Charities and Correction, to the Committee on Public Health.

Of the Trustees, Superintendent and Treasurer of the Industrial School, to the Committee on Industrial School.

Of the New Hampshire State Prison, to the Committee on State Prison.

Of the Fish and Game Commission, to the Committee on Fisheries and Game.

Of the State Board of Equalization, to the Committee on Ways and Means.

Of the Board of Commissioners of Lunacy, to the Committee on State Hospital.

Of the Adjutant General, to the Committee on Military Affairs.

Of the Bureau of Labor, to the Committee on Labor.

Of the State Board of License Commissioners, to the Committee on Temperance.

Of the Trustees of the New Hampshire School for Feeble-Minded Children, to the Committee on School for Feeble-Minded.

Of the Board of Managers of the New Hampshire Soldiers' Home, to the Committee on Soldiers' Home.

Of the Attorney General, to the Committee on Judiciary.

Of the New Hampshire State Hospital, to the Committee on State Hospital.

Of Tax Commission, 1908, to the Committee on Ways and Means.

On motion of Mr. Mason of Concord,—

Resolved, That the use of Representatives' Hall be granted the New Hampshire State Conference of Charities and Corrections on the evening of Wednesday, February 3d, for a public meeting.

The Speaker announced the following appointments to fill vacancies on the Committee on Education: Messrs. Locke of Hinsdale and Clough of Lebanon.

On motion of Mr. Cross of Concord, at 8.09 o'clock the House adjourned.

TUESDAY, JANUARY 19, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Avery of Campton was granted leave of absence for the day on account of death in his family.

The following letter was read by the Speaker:

CONCORD, January 19, 1909.

Walter W. Scott, Speaker, Concord, N. H.

Dear Sir:

Agreeably to a resolution passed at the morning session, January 13, instructing the clerk to confer with the New England Telephone and Telegraph Company, relative to installing a telephone for the use of the members, I would report that the New England Telephone and Telegraph Company is prepared, if the members of the Legislature desire it, to furnish service as in previous years, that is, members of the Legislature will be allowed telephone service without charge to all points in New Hampshire, during the working hours of the sessions.

Yours respectfully,

HARRIE M. YOUNG,

Clerk.

On motion of Mr. French of Moultonborough,—

Resolved, By the House of Representatives, the Senate concurring, that the New England Telephone and Telegraph Company be requested to instal a telephone for the use of the members under the conditions governing its use in previous sessions.

On motion of Mr. Hill of Concord,—

Resolved, That the order by which House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of

1907, relating to the collection of the tax on collateral legacies and successions, was referred to the Committee on Ways and Means, be vacated, and that said bill be recalled and referred to the Committee on Appropriations.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills and joint resolutions were severally introduced, read a first and second time and referred as follows:

By Mr. Buffum of Winchester, House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition of "High School." To the Committee on Education.

By Mr. Buffum of Winchester, House Bill No. 63, An act in amendment of chapter 92, of the Public Statutes, concerning the school day and week. To the Committee on Education.

By Mr. Buffum of Winchester, House Bill No. 64, An act in amendment of chapter 77, Session Laws of 1899, concerning equalization and supervisory funds. To the Committee on Education.

By Mr. Buffum of Winchester, House Bill No. 65, An act in amendment of chapter 31, Session Laws of 1903, concerning the examination of teachers. To the Committee on Education.

By Mr. Lucier of Nashua, House Bill No. 66, An act amending section 15 of chapter 95, Laws of 1903, as amended by section 9, chapter 49, Laws of 1905, relating to the sale of liquor. To the Committee on Temperance.

By Mr. Lucier of Nashua, House Bill No. 67, An act amending section 27 of chapter 95, Laws of 1903, as amended by section 16 of chapter 49, Laws of 1905, relating to the sale of liquor. To the Committee on Temperance.

By Mr. Wagner of Manchester, House Bill No. 68, An act to regulate the passenger fares on street railways in cities of 25,000 or more population.

The first reading having commenced, on motion of Mr. Buffum of Winchester, the rules were suspended, the bill read a first and second time by its title and laid upon the table to be printed. The bill was then referred to the Committee on Judiciary.

By Mr. Penniman of Plainfield, House Bill No. 69, An act in amendment of section 2, chapter 103, of the Laws of 1901, relating to the election of representatives to the General Court. To the Committee on Judiciary.

By Mr. Buffum of Winchester, House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance of teachers' institutes. To the Committee on Education.

By Mr. Merrow of Freedom, House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes relating to the annual invoice of polls and taxable property.

The first reading having commenced, on motion of Mr. Woodbury of Woodstock, the rules were suspended, the bill read a first and second time by its title and laid upon the table to be printed. The bill was then referred to the Committee on Ways and Means.

By Mr. Smith of Monroe, House Bill No. 72, An act enabling the school district of the Town of Monroe to make contracts with certain towns or institutions out of the state for furnishing instruction to pupils of High School grade. To the Committee on Judiciary.

By Mr. Smith of Monroe, House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election in the Town of Monroe at a meeting held on the third day of November, 1908. To the Committee on Judiciary.

By Mr. George of Goffstown, House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities. To the Committee on Judiciary.

By Mr. Howe of Concord, House Bill No. 75, An act to repeal chapter 136 of the Laws of 1907, entitled "An act

in amendment of section 1 of chapter 104 of the Laws of the State of New Hampshire passed January Session, 1901, entitled 'An act in relation to the arraignment and trial of persons charged with murder in either degree,'" and re-enact section 1, chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree." To the Committee on Judiciary.

By Mr. Woodbury of Woodstock, House Bill No. 76, An act for the better protection of square tailed trout in Russell Pond in Woodstock. To the Committee on Fisheries and Game.

By Mr. Foster of Claremont, House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

The first reading having commenced, on motion of Mr. Haskell of Claremont, the rules were suspended, the bill read a first and second time by its title and laid upon the table to be printed. The bill was then referred to the Committee on Judiciary.

By Mr. Johnson of Newport, House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway. To the Committee on Railroads.

By Mr. Johnson of Newport, House Bill No. 79, An act in amendment of chapter 79, section 70, of the Session Laws of 1901, entitled "An act to revise the fish and game laws of the state." To the Committee on Fisheries and Game.

By Mr. Johnson of Newport, House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee. To the Committee on Fisheries and Game.

By Mr. Baker of Hillsborough, House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village fire precinct to supply water for industrial purposes. To the Committee on Judiciary.

By Mr. Weed of Sandwich, House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the Town of Sandwich, New Hampshire. To the Committee on Incorporations.

By Mr. Cutting of Croydon, House Bill No. 83, An act to provide for a bounty on hedgehogs. To the Committee on Agriculture.

By Mr. Dodge of Lincoln, House Bill No. 84, An act in amendment of chapter 28, laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln. To the Committee on Towns.

By Mr. Hackett of Portsmouth, House Joint Resolution No. 10, Joint resolution to provide suitable armory quarters for the National Guard in Portsmouth. To the Committee on Military Affairs.

At 12 o'clock noon, on motion of Mr. Nason of Dover,—

Resolved, That the House now proceed by a *viva voce* vote, in accordance with the provisions of the laws of the United States, to the choice of a senator from New Hampshire in the United States Senate, for the full term of six years, beginning March 4, 1909.

Pursuant to the preceding resolution, the House proceeded by a *viva voce* vote to the choice of a senator from New Hampshire in the United States Senate, for the full term of six years, beginning March 4, 1909, with the following result:

One hundred and four gentlemen, namely, Messrs. Lang, Marvin, Kennedy, Brown of North Hampton, Casey, Poore, Dining, Otis, Wesley, Pinkham, Miller of New Durham, Felker, Beaudoin, Fournier, Doe, Sampson, Beamish, Kearns, Avery of Laconia, Dow, Livingston, Bennett, Bartlett of Allenstown, Durgin, Rogers, Farrand, Marden of Concord, Sanborn of Concord, Mason of Concord, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lapointe, Morrison, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Osgood of Pittsfield, Harvell, Farley, Dutton,

Gale, Upton, Tarbell, Murray, Healy, Murphy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Donnelly, Nerbonne, Hebert, Lee, Flaherty, Dickey, Lafond, Finning, Lampron, Trombly, Lucier, Taggart, O'Toole, McQuesten, Soucy, Ducharme, Desmarais, Delacombe, Peaslee, Bemis, Cutter, Madden, Mason of Marlborough, Bullock, Hanna, O'Neill, Prentiss, Fiske, Quimby, Huntoon, Barker, Flanders, Walker, Gray of Alexandria, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Burt, Barney, Stevens of Landaff, Richardson (Myron H.), of Littleton, Mooney, Elms, Fellows, Cummings, Drew, Libby, Jackson, Kimball of Stratford, named Oliver E. Branch.

Two hundred and forty gentlemen, namely, Messrs. Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Rand of Chester, Currier of Danville, Clark of Deerfield, Payne, Hepworth, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Chase of Londonderry, Torrey, Harvey, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Humphreys, Clark of Portsmouth, Sawyer, Wheeler (Benjamin R.), of Salem, Wheeler (William R.), of Salem, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Alexander, Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Scott, Fogg, Wedgewood, Wood, Snell, Clark of Rochester, Crocker, Marcotte, Kimball of Rochester, Stevens of Somersworth, Gastonguay, Reed, Currier of Belmont, Sanborn of Gilmanton, Dinsmoor, Follansbee, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton, Poole of Conway, Andrews of Conway, Chase of Hart's Location, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Young, Tobey, Butler, Cressey, Morrill of Canterbury, Marden of Chichester, Blanchard, Danforth, Hollis, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Burnham, Chadwick, Holt of

Franklin, Jenks of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Prince, Pratt, David of Warner, Snyder, Clark of Wilmot, Lowe, Corey of Brookline, Jenks of Goffstown, George of Goffstown, Baker of Hillsborough, Newman, Hardy, Clyde, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Bean, Dunnington of Manchester, Ward 6, Fuller, Straw, Bickford, Blood, Wagner of Manchester, Ward 8, Demers, Kellogg, Moreau, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Woodward, Gaffney, Wason, Chagnon, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple, Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Locke of Hinsdale, Pike, Poole of Jaffrey, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Honey, Whitney, Goodnow of Sullivan, Brown of Troy, Kathan, Buffum, Nelson, Clark of Acworth, Merrill of Claremont, Fry, Foster, Haskell, Cutting, Gocha, Russell, Johnson, Rawson, Penniman, Cheney, Southard, Wallace, Carleton, Sargent, Hall, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Clough of Lebanon, Messenger, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Dimick, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Merrill of Thornton, Woodbury, Jolbert, Toothaker, Cole, Bouchard, Paquet, Nilson, Gray of Columbia, Farr, Spaulding, Guernsey, Hebberd, Clook, Hayes, Lyford, Evans, Noyes, Baker of Whitefield, Smith of Whitefield, named Jacob H. Gallinger.

Jacob H. Gallinger being named as the choice of a ma-

jority of the members, and having received a majority of the votes cast, it was ordered that the name of Jacob H. Gallinger be entered upon the Journal of the House of Representatives as the choice of a majority of the members for senator of the United States from the state of New Hampshire, for the full term of six years from the fourth day of March, 1909.

On motion of Mr. Felker of Rochester,—

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in convention at 12 o'clock noon, tomorrow, January 20, for the purpose of proceeding to the election of a United States senator for the full term of six years from March 4, 1909, according to the law.

On motion of Mr. Ahern of Concord,—

Resolved, That the use of Representatives' Hall be granted the Republican members for a caucus for state officers Tuesday evening, January 19.

LEAVE OF ABSENCE.

Mr. Curtis of Manchester was granted leave of absence for the remainder of the week on account of sickness.

On motion of Mr. Ahern of Concord, at 12.39 o'clock the House took a recess until 1.55 o'clock.

(After recess.)

The introduction of bills and joint resolutions was continued.

The following bills and joint resolutions were severally introduced, read a first and second time and referred as follows:

By Mr. Cutting of Croydon, House Joint Resolution No. 11, Joint Resolution to provide state pay for soldiers of the Second N. H. Regiment who attended the U. S. Camp of Instruction at Pine Plains, N. Y., in the year 1908. To the Committee on Military Affairs.

By Mr. Aldrich of Keene, House Joint Resolution, No.

12, Joint Resolution to provide suitable armory quarters for the National Guard in Keene. To the Committee on Military Affairs.

By Mr. Mason of Concord, House Joint Resolution No. 13, Joint Resolution to provide pay for enlisted men of the Second Regiment and hospital corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908. To the Committee on Military Affairs.

By Mr. Murray of Manchester, House Joint Resolution No. 14, Joint Resolution in favor of Thomas F. Riordan. To the Committee on Claims.

By Mr. Woodbury of Woodstock, House Joint Resolution No. 15, Joint Resolution for the erection of a statue of Franklin Pierce. To the Committee on Judiciary.

By Mr. Morrill of Canterbury, House Bill No. 85, An act relating to a state flag. To the Committee on Military Affairs.

By Mr. Foster of Claremont, House Bill No. 86, An act to provide for a state flag. To the Committee on Military Affairs.

By Mr. Wheeler (W. R.) of Salem, House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company. To the Committee on Railroads.

By Mr. Preston of New Hampton, House Bill No. 88, An act to amend that part of the Fish and Game Laws of the state found in section 48 of chapter 79 of the Session Laws of 1901. To the Committee on Fisheries and Game.

By Mr. Preston of New Hampton, House Bill No. 89, An act to establish water-works in New Hampton Village Fire Precinct, in the town of New Hampton.

The first reading having commenced, on motion of Mr. Ahern of Concord, the rules were suspended and the bill read a first and second time by its title. The bill was then referred to the Committee on Judiciary.

By Mr. Wason of Nashua, House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of

Nashua to invest trust funds in the Masonic Building Association of Nashua. To the Committee on Judiciary.

By Mr. Rawson of Newport, House Bill No. 91, An act relating to the salary of the treasurer of the county of Sullivan. To the Committee on Judiciary.

By Mr. Rawson of Newport, House Bill No. 92, An act in amendment of the Public Statutes, chapter 55, section 3, with respect to the taxation of aqueducts. To the Committee on Judiciary.

By Mr. Giles of Pelham, House Bill No. 93, An act to annex certain islands to the town of Pelham. To the Committee on Towns.

By Mr. Morrill of Canterbury, House Bill No. 94, An act in amendment of section 2, chapter 51 of the Public Statutes, relating to public cemeteries and parks. To the Committee on Judiciary.

By Mr. Poore of Raymond, House Bill No. 95, An act to incorporate the Raymond Electric Company.

The first reading having commenced, on motion of Mr. Moreau of Manchester, the rules were suspended, the further reading of the bill dispensed with and the bill read a first and second time by its title. The bill was then referred to the Committee on Judiciary.

By Mr. Cross of Concord, House Bill No. 96, An act relating to the open season on deer. To the Committee on Fisheries and Game.

By Mr. Cross of Concord, House Bill No. 97, An act providing for the registration of resident hunters.

Read a first and second time. On motion of Mr. Wason of Nashua the rules were suspended and the bill laid upon the table to be printed. The bill was then referred to the Committee on Fisheries and Game.

By Mr. Morrill of Canterbury, House Bill No. 98, An act for the better protection of public burying grounds. To the Committee on Judiciary.

By Mr. Clyde of Hudson, House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

The first reading having commenced, on motion of Mr.

French of Moultonborough the rules were suspended and the bill read a first and second time by its title. The bill was then referred to the Committee on Judiciary.

By Mr. Wesley of Dover, House Bill No. 100, An act relating to minors falsifying their age to obtain intoxicating liquors. To the Committee on Temperance.

By Mr. Buffum of Winchester, House Bill No. 101, An act to provide for the enlargement and remodeling of the state house. To the Committee on Public Improvements.

By Mr. Gocha of Goshen, House Bill No. 102, An act providing for a bounty on hawks. To the Committee on Fisheries and Game.

By Mr. Gocha of Goshen, House Bill No. 103, An act in amendment of Public Statutes, chapter 195, in relation to the rights of the husband or wife, surviving, in the estate of the deceased husband or wife. To the Committee on Revision of the Statutes.

By Mr. Danforth of Concord, House Bill No. 104, An act in relation to the duties of the attorney-general. To the Committee on Judiciary.

By Mr. Morrill of Canterbury, House Bill No. 105, An act for the protection of game birds and animals and for the better protection of farm and land owners.

The first reading having commenced, on motion of Mr. Fisk of Charlestown, the rules were suspended, the further reading of the bill dispensed with and the bill read a first and second time by its title. The bill was then referred to the Committee on Fisheries and Game.

On motion of Mr. Hollis of Concord, the rules were suspended and the bill laid upon the table to be printed previous to its reference to Committee.

On motion of Mr. Moreau of Manchester,—

Resolved, That the order of the chair relating to House Bill No. 91, An act relating to the salary of the treasurer of the county of Sullivan, be vacated and that instead of being referred to the Committee on Judiciary said bill be referred to the Sullivan County delegation.

By Mr. Morrill of Canterbury, House Bill No. 106, An

act for the better protection of fish in the inland waters of the state of New Hampshire. To the Committee on Fisheries and Game.

By Mr. Osgood of Nashua, House Bill No. 107, An act to provide for the regulation of the care of receptacles used for the delivery of milk and cream for domestic purposes. To the Committee on Public Health.

By Mr. Snyder of Webster, House Bill No. 108, An act for the reseeding of denuded timber land. To the Committee on Forestry.

By Mr. Dunnington, H. E., of Manchester, House Bill No. 109, An act to amend section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk. To the Committee on Public Health.

By Mr. Dunnington, H. E., of Manchester, House Bill No. 110, An act to amend the Session Laws of 1907, relating to the manufacture and sale of ice cream. To the Committee on Public Health.

By Mr. Jolbert of Berlin, House Bill No. 111, An act to prohibit the soliciting of employment by attorneys-at-law. To the Committee on Judiciary.

By Mr. Brown of Seabrook, House Bill No. 112, An act for the better protection of lobsters, and defining the marketable size of the same. To the Committee on Fisheries and Game.

By Mr. Philbrick of Portsmouth, House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation. To the Committee on Ways and Means.

By Mr. Morrill of Canterbury, House Joint Resolution No. 16, Joint Resolution for the building of a fish screen at the outlet of Walker's pond. To the Committee on Fisheries and Game.

By Mr. Hackett of Portsmouth, House Joint Resolution No. 17, Joint Resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua River. To the Committee on Judiciary.

BILLS FORWARDED.

House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

Severally taken from the table and ordered to a third reading.

On motion of Mr. Ahern of Concord,—

Resolved, That the afternoon sessions of the House hereafter be held commencing at 3 o'clock, instead of 2 o'clock as now in vogue.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed the following resolution:

Resolved, That the Senate accept the invitation to attend prayers extended by the House of Representatives.

The message also announced that the Senate had passed the following resolution:

Resolved, That the House of Representatives be notified that the Senate will be ready to meet the House of Representatives at 12 o'clock, noon, tomorrow, January 20th, for the purpose of proceeding to the election of a United States senator for the term of six years from March 4th, 1909, according to the law.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, that the New England Telephone and Telegraph Company be requested to install a telephone for the use of the members under the conditions governing its use in previous sessions.

On motion of Mr. Emerson of Milford, at 3.15 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

LEAVE OF ABSENCE.

Mr. Lemieux of Lebanon was granted leave of absence for the remainder of the week on account of sickness in his family.

THIRD READINGS.

House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

House bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

Severally read a third time and passed, and sent to the Senate for concurrence.

Mr. Libby of Gorham, having been duly qualified by His Excellency, the Governor, appeared and took his seat as a member of the House.

On motion of Mr. Felker of Rochester, at 3.35 o'clock the House adjourned.

WEDNESDAY, JANUARY 20, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Dodge of Lincoln was granted leave of absence for Thursday on account of important business.

Mr. Stearns of Lebanon was granted leave of absence for the week on account of sickness.

COMMITTEE REPORTS.

Mr. Chaplin of Fitzwilliam, for the Committee on Railroads, to whom was referred House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 20, An act to amend section 3 of the charter of Masonic Home, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill laid upon the table to be printed.

Mr. Fry of Claremont, for the special committee consisting of the Claremont delegation, to whom was referred House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Strike out all of section 2 in said act, and insert in place thereof the following:

"SECT. 2. The terms of the assessors first chosen after the passage of this act shall be as follows: the one receiving the highest number of votes shall serve for the term of three years, the second highest for two years, the third highest for one year; and thereafter at each town meeting one assessor shall be chosen for the term of three years."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills and joint resolutions were severally introduced, read a first and second time and referred as follows:

By Mr. Brown of Troy, House Bill No. 114, An act to restrict trapping. To the Committee on Fisheries and Game.

By Mr. Brown of Troy, House Bill No. 115, An act to restrict the use of firearms. To the Committee on the Revision of the Statutes.

By Mr. Hurd of Manchester, House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough.

Read a first and second time. On motion of Mr. Hurd of Manchester the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Hillsborough.

By Mr. Merrill of Claremont, House Bill No. 117, An act to provide for the nomination of candidates for office by a direct primary and for the enrollment of party members.

The first reading having commenced, on motion of Mr. Ahern of Concord, the rules were suspended, the bill read a first and second time by its title and laid upon the table to be printed. The bill was then referred to the Committee on Judiciary.

(Mr. Wason of Nashua in the chair.)

By Mr. Huckins of Ossipee, House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire." To the Committee on Forestry.

By Mr. Hurd of Manchester, House Bill No. 119, An act in amendment of section 14, chapter 283 of Public Statutes, relating to the Industrial School. To the Committee on Industrial School.

By Mr. Merrill of Claremont, House Bill No. 120, An act extending municipal suffrage to women. To the Committee on Judiciary.

By Mr. Robertson of Keene, House Bill No. 121, An act to prevent corrupt practice at primaries and conventions.

The first reading having commenced, on motion of Mr.

Robertson of Keene, the rules were suspended, the further reading of the bill dispensed with, the bill read a first and second time by its title and laid upon the table to be printed. The bill was then referred to the Committee on Judiciary.

By Mr. Mason of Marlborough, House Bill No. 122, An act relating to the time and mode of killing deer. To the Committee on Fisheries and Game.

By Mr. Cutter of Jaffrey, House Bill No. 123, An act in amendment of section 8, chapter 31 of the Public Statutes, entitled "An act relating to the rights and qualifications of voters." To the Committee on Revision of Statutes.

By Mr. Cutter of Jaffrey, House Bill No. 124, An act to incorporate the Jaffrey Center Village Improvement Society in the town of Jaffrey. To the Committee on Judiciary.

By Mr. Brown of Troy, House Bill No. 125, An act to amend section 1 of chapter 11 of the Session Laws of 1899, relating to legal holidays. To the Committee on Revision of Statutes.

By Mr. Chaplin of Fitzwilliam, House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts. To the Committee on Revision of Statutes.

By Mr. Thompson of Concord, House Joint Resolution No. 18, Joint Resolution in favor of the New Hampshire School for Feeble-Minded Children. To the Committee on School for Feeble-Minded.

By Mr. Weston of Derry, House Joint Resolution No. 19, Joint Resolution in favor of the Deaf Mute Mission. To the Committee on Revision of the Statutes.

By Mr. Haskell of Claremont, House Joint Resolution No. 20, Joint Resolution for an appropriation of twenty-five thousand dollars for the purpose of building an armory for the National Guard in Claremont. To the Committee on Military Affairs.

By Mr. Harvell of Amherst, House Joint Resolution No. 21, Joint Resolution for the building of a fish screen at the outlet of Baboosic Lake. To the Committee on Fisheries and Game.

By Mr. Drew of Colebrook, House Joint Resolution No. 22, Joint Resolution for the completion of the state highway around Errol Hill in the town of Errol. To the Committee on Public Improvements.

By Mr. Sanborn of Gilmanton, House Bill No. 127, An act limiting the issuance of free passes by the railroad. To the Committee on Judiciary.

(The Speaker in the chair.)

On motion of Mr. Emerson of Milford, the rules were suspended to allow of the presentation of a committee report.

The Committee on Rules made the following report:

The Committee on Rules, having considered the matter of the rules of the House for the present session, report as follows:

The Committee recommends the adoption of the Rules of the House for the session of 1907, with the following amendments:

First: Strike out Rule 22 and substitute therefor the following:

"22. When any question is under debate, no motion shall be received, but, first, to adjourn; second, to lay on the table; third, for the previous question; fourth, to postpone indefinitely; fifth, to postpone to a certain day; sixth, to commit; seventh, to amend; which several motions shall have precedence in the order in which they are arranged. Motions to adjourn, to lay on the table, for the previous question, and to take from the table, shall be decided without debate."

Second: Strike out all of Rule 23 and substitute therefor the following:

"23. The Speaker shall put the previous question in the

following form: 'Shall the main question now be put?' and all debate upon the main question shall be suspended until the previous question has been decided. After the adoption of the previous question, the sense of the House shall forthwith be taken upon pending amendments, in their regular order, and then upon the main question. The motion for the previous question shall not be put unless demanded by three members."

Third: Strike out all of Rule 24 and substitute therefor the following:

"24. All incidental questions of order arising after a motion for the previous question and related to the subjects affected by the order of the previous question shall be decided without debate."

Fourth: Strike out all of Rule 25 and substitute therefor the following:

"25. If the previous question is decided in the negative, it shall not be again in order until after adjournment, but the main question shall be left before the House and disposed of as though the previous question had not been put."

Fifth: Insert after Rule 46 the following rule, to be numbered '47,' and then renumber all following rules consecutively.

"47. Every bill and joint resolution which has been favorably reported with material changes by the committee having it in charge shall be declared by the Speaker laid upon the table, and the same shall be printed and distributed as required by Rule 46; and when said bills and joint resolutions are so printed and distributed the clerk shall, after one day, cause the same to be laid on the Speaker's table, and they shall be taken up in their order, without motion, and disposed of in the same manner as they would have been had they not been declared laid upon the table."

Sixth: Amend Section 35 by adding the words, "a committee on liquor laws," after the words "a committee on ways and means," where they first occur in said section.

Also by adding the following words after the paragraph defining the duties of the committee on ways and means: "It shall be the duty of the committee on liquor laws to consider all matters pertaining to the liquor laws of the state that may be referred to it."

So that said Code of Rules, as amended, shall read as follows:

OF THE DUTY OF THE SPEAKER.

1. The Speaker shall take the chair at precisely the hour to which the House shall have adjourned, and shall immediately call the members to order.

2. He shall preserve decorum and order, may speak on points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any two members.

3. Questions shall be distinctly put in this form, to wit: "As many as are of opinion that (as the case may be) say Aye"; and after the affirmative vote is expressed, "Those of a contrary opinion say No." If the Speaker doubts, or a division is called for, the House shall divide. Those in the affirmative of the question shall first rise from their seats and stand till they be counted, and afterwards those in the negative shall rise and stand till they be counted. The Speaker shall then rise and state the decision of the House.

4. He shall rise to put a question, but may state it sitting.

5. All committees shall be appointed by the Speaker unless otherwise directed by the House.

6. The Speaker shall designate to which of the standing committees all memorials, petitions, accounts, or other matters shall be referred, unless otherwise ordered by the House.

7. The Speaker shall not be called upon to vote unless the House be equally divided, or unless his vote, if given

to the minority, will make the division equal; and in case of such equal division the question shall be lost.

8. All acts, addresses, and joint resolutions shall be assigned by the Speaker; and all writs, warrants, or subpœnas, issued by order of the House, shall be under his hand and seal, attested by the clerk.

9. In case of any disturbance or disorderly conduct in the galleries, the Speaker or chairman of the Committee of the Whole House shall have the power to order the same to be cleared.

10. No person but the members and officers of the House, members of the council, and members of the Senate, the secretary of the state, treasurer, and clerks of the Senate, shall be admitted within the door of the Representatives' chamber unless by invitation of the Speaker, or some member of the House, with the consent of the Speaker, except in public hearings, parties, their counsel and witnesses, under the direction of the Speaker.

11. The Speaker shall have power to substitute any member to perform the duties of the chair, such substitution not to extend beyond one legislative day.

OF DECORUM AND DEBATE.

12. When any member is about to speak in debate, make a motion, or deliver any matter to the House, he shall rise from his seat and respectfully address himself to the Speaker.

13. If any member transgress the rules of the House, the Speaker shall, or any member may, call him to order; in which case the member so called to order shall immediately sit down, and the question of order shall then be distinctly stated from the chair; and in all cases where a member shall be called to order for uttering disrespectful words, upon the request of any member the words objected to shall be reduced to writing by the member so calling to order; after which the member so called to order may explain, and the question shall be open to debate, as in

other cases, and decided by the Speaker, whose decision shall be submitted to unless an appeal be made to the House, by a member, in which case the only question shall be, "Is the Speaker's decision correct" which shall be decided without debate. If the decision be in favor of the member called to order, he may proceed; if otherwise, and the case may require it, he shall be liable to the censure of the House.

14. In all cases the member first rising shall speak first. When two members rise at the same time, the Speaker shall name the person to speak.

15. No member shall speak more than twice on the same question without leave of the House; nor more than once until every member choosing to speak shall have spoken.

16. While the Speaker is putting any question, or addressing the House, no one shall walk out of or across the House; nor in such case, or when a member is speaking, shall entertain private discourse; nor, while a member is speaking, shall pass between him and the chair; nor shall any member leave his seat while the yeas and nays are calling.

17. No member shall vote on any question in the event of which he is directly interested; nor in any case where he was not present when the question was put; nor sit upon any committee when he is directly interested in the question under consideration. In case of such interest of a member of a committee, the fact shall be reported to the House, and another person substituted on that question in his place.

18. Every member who shall be in the House when a question is put shall give his vote, unless the House, for special reason, shall excuse him.

19. No motion shall be debated until the same shall be seconded and stated from the chair; and when a motion shall be made and seconded, it shall be reduced to writing, if desired by the Speaker or any member, and delivered at

the table, and read by the Speaker, before the same shall be debated.

20. No petition shall be received by the House unless it be presented by a member thereof, nor until the substance of said petition be concisely minuted, and the name of the member, and the town he represents, recorded upon the back thereof; and it shall be the duty of the Speaker to state, in the first place, the substance of the petition as minuted on the back thereof.

21. After a motion is stated by the Speaker, it shall be in possession of the House, but may be withdrawn at any time before an amendment.

22. When any question is under debate, no motion shall be received, but, first, to adjourn; second, to lay on the table; third, for the previous question; fourth, to postpone indefinitely; fifth, to postpone to a certain day; sixth, to commit; seventh, to amend; which several motions shall have precedence in the order in which they are arranged. Motions to adjourn, to lay on the table, for the previous question, and to take from the table, shall be decided without debate.

23. The Speaker shall put the previous question in the following form: "Shall the main question now be put?" and all debate upon the main question shall be suspended until the previous question has been decided. After the adoption of the previous question, the sense of the House shall forthwith be taken upon pending amendments, in their regular order, and then upon the main question. The motion for the previous question shall not be put unless demanded by three members.

24. All incidental questions of order arising after a motion for the previous question and related to the subjects affected by the order of the previous question shall be decided without debate.

25. If the previous question is decided in the negative, it shall not be again in order until after adjournment, but the main question shall be left before the House and dis-

posed of as though the previous question had not been put.

26. When a question is postponed indefinitely, the same shall not be acted upon during the session except by unanimous consent.

27. Any member may call for a division of the question when the sense will admit of it; and upon a motion to amend, a refusal to strike out words shall neither preclude amendment to such words nor a motion to strike out and insert.

28. A motion for commitment, until it is decided, shall preclude all amendment to the main question, and all motions and reports may be committed at the pleasure of the House.

29. No new motion shall be admitted, under color of amendment, as a substitute for the motion under debate.

30. No vote shall be reconsidered, unless the motion for reconsideration be made by a member who voted with the majority, nor unless the notice of such motion be given on the same day on which the vote passed, or on the next day on which the House shall be in session, between the hours of 10 and 12 o'clock.

31. When the reading of a paper is called for and objected to by any member, it shall be determined by a vote of the House.

32. Any member may excuse himself from serving on any committee at the time of his appointment, if he is then a member of two other committees which have not reported.

33. Each member shall seasonably and punctually attend to his duty in the House, and no one shall absent himself from the service of the House unless he have leave, or be sick and unable to attend.

34. The Speaker shall appoint a teller for each division of the House, whose duty it shall be to report to the chair the state of the vote, whenever a division of the House is called for.

OF COMMITTEES AND THEIR DUTIES.

35. The following standing committees shall be appointed early in the January session:

A committee on revising and compiling the laws of the state; a committee on national affairs; a committee on elections; a committee on the judiciary; a committee on banks; a committee on the state prison; a committee on insurance; a committee on the state agricultural college; a committee on agriculture; a committee on manufactures; a committee on appropriations; a committee on retrenchment and reform; a committee on military affairs; a committee on education; a committee on the state normal school; a committee on incorporations; a committee on towns; a committee on county affairs; a committee on labor; a committee on state hospital; a committee on railroads; a committee on roads, bridges, and canals; a committee on unfinished business; a committee on mileage; a committee on fisheries and game; a committee on the industrial school; a committee on soldiers' home; a committee on claims; a committee on forestry; a committee on public health; a committee on public improvements; a committee on school for the feeble-minded; a committee on ways and means; a committee on liquor laws, to consist of fifteen members each; a committee on journal of the House, to consist of three members, one of whom shall be the Speaker; a committee on rules, to consist of five members, one of whom shall be the Speaker.

It shall be the duty of the committee on revising and compiling the laws to consider all matters relating to those subjects, and recommend such changes, modifications, and additions as may be desirable; also to consider all bills, resolutions, and reports of committees relating to those subjects which may be referred to it.

It shall be the duty of the committee on national affairs to consider all matters of national concern, all matters referred to the state by the general government, and all

matters pertaining to our federal relations, that may be referred to it.

It shall be the duty of the committee on elections to examine and report upon the certificates or other credentials of the election of the members returned to serve in this House, and to take into consideration all petitions and other matters in relation to elections or returns as shall be presented, or come into question, and shall be referred to it.

It shall be the duty of the committee on the judiciary to take into consideration all matters in relation to the judiciary system of the state; and all matters where a constitutional question is involved. All applications for acts of incorporation which under the rules would be referred to the committee on incorporations or manufactures, shall first be referred to the committee on the judiciary to inquire whether the object of the applicants cannot be obtained by voluntary incorporation under the general laws of the state, and shall report accordingly.

It shall be the duty of the committee on banks to consider all applications for the incorporation of banks, and all subjects relating to such institutions that may be referred to it.

It shall be the duty of the committee on the state prison to take into consideration all matters in relation to the state prison, to examine all reports and accounts that may be submitted by the warden, or that may be otherwise referred to it.

It shall be the duty of the committee on insurance to consider all applications for the incorporation of insurance companies, and all subjects relating to insurance companies, domestic and foreign, and whether life, fire, marine, accidental, or of any other character, that may be referred to it.

It shall be the duty of the committee on the state agricultural college to examine into the rules and government of the New Hampshire College of Agriculture and the Me-

chanic Arts, and all matters connected therewith, and all such other matters as may be referred to it.

It shall be the duty of the committee on agriculture to take into consideration all matters concerning the agricultural interests, and the incorporation of agricultural societies, that shall be referred to it.

It shall be the duty of the committee on manufactures to consider all matters concerning the manufacturing interests of the state, and all applications for incorporation for manufacturing purposes, which shall be referred to it.

It shall be the duty of the committee on appropriations to examine and take into consideration the state of the treasury, to report what sum it may be necessary to raise as a state tax, and on every subject touching the financial interests of the state that may be referred to it.

It shall be the duty of the committee on retrenchment and reform to take into consideration the public expenditures and all questions relating thereto; and also to consider all questions relating to the subject of administrative reforms in the various departments of the state government that may be referred to it.

It shall be the duty of the committee on military affairs to consider all applications for altering and amending laws regulating the militia of this state, and for the removal of military officers, that may be referred to it.

It shall be the duty of the committee on education to consider all subjects relative to the regulation of school districts and schools, and all matters concerning education that may be referred to it.

It shall be the duty of the committee on the state normal school to examine in relation to the government of the state normal school, and all matters connected therewith, and all such other matters as may be referred to it.

It shall be the duty of the committee on incorporations to consider all applications for acts of incorporation, and all other matters which may come in question relative to bodies corporate, that may be referred to it, excepting those

relating to towns, parishes, turnpikes, railroads, canals, banks, agricultural societies, and factories.

It shall be the duty of the committee on towns to consider all applications for the alteration of town lines by the annexation of one portion of a town to another, and all applications for incorporation of towns by division of towns, or otherwise, that may be referred to it.

It shall be the duty of the committee on county affairs to consider all applications for the alteration of county lines or the creation of new counties, the salaries of county officers, the settlement of paupers, and all other matters relating to county affairs that may be referred to it.

It shall be the duty of the committee on labor to consider all petitions relating to labor and wages, and all other matters relating thereto that may be referred to it.

It shall be the duty of the committee on state hospital to examine all accounts of the state hospital, particularly of those relating to the expenditure of moneys appropriated by the state; to examine into the rules and government of the institution, and all matters of general interest connected therewith, and all such matters as shall be referred to it.

It shall be the duty of the committee on railroads to consider all petitions for the incorporation of railroads, for alterations, and all matters relative thereto that may be referred to it.

It shall be the duty of the committee on roads, bridges and canals to consider all applications for the incorporation of turnpikes, bridges, or canals, and for the alteration of tolls, and all matters relative thereto that may be referred to it.

It shall be the duty of the committee on unfinished business to examine and report, from the journals of the last session, all such matters as were then pending and undetermined.

It shall be the duty of the committee on mileage to ascertain the distance traveled by each member of the House,

and report to the House the names of the several members and the mileage allowed to each.

It shall be the duty of the committee on fisheries and game to consider all matters concerning the location, growth, cultivation, protection, improvement, and preservation of fish and game within the state, and all matters relative thereto, which may be referred to it.

It shall be the duty of the committee on the industrial school to examine the rules and government of the institution, and all matters of general interest connected therewith, and all such matters as may be referred to it.

It shall be the duty of the committee on soldiers' home to consider all the matters pertaining to the soldiers' home that may be referred to it.

It shall be the duty of the committee on forestry to consider all matters relating to the forests of the state and public parks that may be referred to it.

It shall be the duty of the committee on public health to consider all matters relating to the health of the inhabitants of the state and vital statistics that may be referred to it.

It shall be the duty of the committee on public improvements to consider all matters pertaining to public improvements in the state that may be referred to it.

It shall be the duty of the committee on school for the feeble-minded to examine the rules and government of the institution, and all matters of general interest connected therewith, and all such matters as may be referred to it.

It shall be the duty of the committee on claims to audit, adjust, and report on all accounts and claims that may be presented for allowance, except accounts for printing, military accounts, and accounts for engrossing bills.

It shall be the duty of the committee on journal of the House from day to day, and before the commencement of the morning session, to examine the journal of the preceding day, and report to the House at once any errors; provided, however, that the journal of the preceding day shall

be read at the opening of any morning session whenever requested by any ten members.

It shall be the duty of the committee on ways and means to examine and take into consideration the state of the treasury, to consider and report on all bills and resolutions relating to raising money by a state tax, the apportionment of the same, and all other methods proposed for raising a revenue for the state; and to consider and report upon every other subject touching the financial interests of the state that may be referred to it.

It shall be the duty of the committee on liquor laws to consider all matters pertaining to the liquor laws of the state that may be referred to it.

It shall be the duty of the committee on rules to consider all matters pertaining to the rules of procedure of the House that may be referred to it.

36. All other committees shall consist of three members, unless otherwise ordered.

37. The standing committees shall attend at their respective committee-rooms two hours before the meeting of the House in the morning, and at such other times as the House shall order; and no committee shall sit during the sitting of the House unless when the Speaker shall consider it necessary. The committees shall promptly consider and report on all matters referred to them.

38. The first named member of any committee appointed by the Speaker of the House shall be chairman; and in case of his absence, or being excused by the House, the next named member, and so on, as often as the case may happen, unless the committee, by a majority of the number, elect a chairman. And when any committee shall report otherwise than by bill, they shall, if the subject admit of it, subjoin to their report, a resolution making such disposition of the matter committed to them as to the committee shall seem expedient.

39. Whenever it shall not be convenient for any standing committee to attend properly to all the business which may

be properly referred to it, the Speaker may, on a vote of the House to that effect, appoint an additional committee on the same subject, to consist of the same number of members as the original committee, whose duty it shall be to take into consideration all matters in relation to that subject which shall be referred to it by the House, and to report thereon.

OF BILLS.

40. All petitions, memorials and other papers addressed to the House, and all bills and resolutions to be introduced in the House, shall be endorsed with the name of the person or committee presenting them, with the subject matter of the same, and shall be placed by the members presenting them in a box provided for the purpose by the clerk. The Speaker shall take them up for introduction at the morning session.

41. Every bill and resolution originally introduced into the House shall be expressed in words clearly, so that it shall not be necessary to refer to any other act or statute to ascertain the meaning thereof.

42. Every bill shall have three several readings in the House previous to its passage. The first reading shall be for information; and thereupon, if it be not rejected or otherwise disposed of by the House, the question shall be, "Shall the bill be read a second time?" and if ordered to a second reading it shall immediately be read a second time by its title, be laid upon the table to be printed under Rule 46, and be by the Speaker referred to the appropriate standing committee, unless otherwise ordered by the House. No bill after it has been read a second time shall have a third reading, until after an adjournment. The time assigned for the third reading of bills and resolutions shall be three o'clock in the afternoon, unless otherwise ordered by the House.

43. No amendment shall be made but upon the second reading of a bill or joint resolution; and all bills and reso-

lutions shall be in writing, with the name of the member and the town he represents on the back thereof. The orders of the day for the reading of bills and joint resolutions shall hold for every succeeding day until disposed of.

44. All bills, and all votes and resolutions that are necessary to be carried to the Senate for their concurrence, may be sent by the assistant clerk.

45. Every bill shall be marked on the first page "House bill," and every joint resolution shall be marked "House joint resolution," and each bill and resolution shall be regularly numbered, beginning with No. 1, and continuing consecutively, as each bill or joint resolution is introduced into the House.

46. Every bill and joint resolution introduced into the House, either by a member or by a committee, shall be declared by the Speaker laid upon the table, after it has been read a second time, and the clerk shall procure a sufficient number of copies, printed on paper of uniform size, for the use of the House, and cause the same to be distributed to the members, and when printed the bill shall be immediately delivered to the committee to which it shall have been referred. Bills and joint resolutions received from the Senate shall be printed at the same stage of their procedure unless they have been printed in the Senate and copies distributed in the House.

47. Every bill and joint resolution which has been favorably reported with material changes by the committee having it in charge shall be declared by the Speaker laid upon the table and the same shall be printed and distributed as required by Rule 46; and when said bills and joint resolutions are so printed and distributed the clerk shall, after one day, cause the same to be laid on the Speaker's table, and they shall be taken up in their order, without motion, and disposed of in the same manner as they would have been had they not been declared laid upon the table.

48. All bills and joint resolutions appropriating money, reported from any committee, shall be referred to the committee on appropriations for revision.

49. No standing rule or order of the House shall be rescinded without one day's notice being given of the motion therefor; nor suspended, unless by a vote therefor of two-thirds of the members present.

OF THE COMMITTEE OF THE WHOLE HOUSE.

50. The House may resolve itself into committee of the whole House at any time, on the motion of a member made for that purpose; and in forming a committee of the whole House the Speaker shall leave the chair, and a chairman to preside in committee shall be appointed by the Speaker.

51. Upon bills and resolutions committed to a committee of the whole House, the bill or resolution shall first be read throughout by the clerk, and then again read and debated by clauses, leaving the preamble of the bill to be last considered; the body of the bill or resolution shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the clerk on a separate paper, as the same shall be agreed to by the committee and so reported to the House. After report, the bill or resolution shall again be subject to be debated and amended by clauses, before a question to pass it to a third reading be taken.

52. The rules of proceeding in the House shall be observed in committee of the whole House, so far as they may be applicable, except the rule limiting the time of speaking.

ORDER OF BUSINESS OF THE DAY.

53. The Speaker shall call for petitions from members of the House. The petitions having been presented and disposed of, reports, first from the standing and then from the select committees, shall be called for and disposed of. And the above business shall be done in no other part of the day, except by permission of the House.

54. The unfinished business in which the House was engaged at the last preceding adjournment, if called for by

any member, shall have the preference over all other business except the general order of the day; and no motion, or any other business except the general order of the day, shall be received without special leave of the House, until the former is disposed of.

The reading of the report having commenced, on motion of Mr. Emerson of Milford further reading of the report was dispensed with.

Mr. Swart of Nashua moved that the report be adopted.

The question being on the motion of Mr. Swart of Nashua

(Discussion ensued.)

Mr. Stevens of Somersworth moved as an amendment that rule 46 of the rules of the session of 1907 be adopted.

The question being on the adoption of the amendment,

(Discussion ensued.)

Mr. Howe of Concord raised the point of order that the amendment was not an amendment, as rule 46 already appeared in the report of the Committee on Rules.

The amendment was withdrawn.

On a *viva voce* vote the report of the committee was adopted.

Mr. Stevens of Somersworth offered the following resolution:

Resolved, That the bills and joint resolutions which have been referred to committees without having been printed, and now in the control of the House, be recalled, printed and distributed, and then referred to the appropriate committee.

The question being on the adoption of the resolution,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

IN CONVENTION.

The two branches of the Legislature, having met in joint convention at 12 o'clock noon, agreeably to the laws of the United States, the journal of the Senate, containing its

proceedings in the choice of a United States senator on Tuesday, January 19, 1909, was read by the clerk of the Senate; and the journal of the House, containing its proceedings in the choice of a United States senator on Tuesday, January 19, 1909, was read by the clerk of the House; and it appearing that Jacob H. Gallinger had received a majority of all the votes cast in each branch of the Legislature, the chairman made declaration as follows:

Jacob H. Gallinger having been named as a choice of a majority of the members, and having a majority of all the votes cast in each branch of the Legislature, is declared elected to represent the State of New Hampshire in the Senate of the United States, for the full term of six years, beginning on the fourth day of March, 1909, and ending on the fourth day of March, 1915.

On motion of Senator Rice of District No. 5:

Resolved, That a committee of three be appointed by the chair to notify Hon. Jacob H. Gallinger of his election as United States senator, and request his acceptance of the office; also to notify His Excellency the Governor of Mr. Gallinger's election as senator to represent the state in the Congress of the United States, for the full term of six years, from the fourth day of March, 1909.

The chairman named as such committee Senator Rice of District No. 5 and Messrs. Nason of Dover and Libby of Gorham.

On motion of Senator Patch of District No. 8 the convention rose.

HOUSE.

The introduction of bills and joint resolutions was continued.

On motion of Mr. French of Moultonborough the rules were suspended and the reading of bills a first time by their titles made in order.

The following joint resolutions were severally introduced,

read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Fairbanks of Dover, House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives. To the Committee on Public Health.

By Mr. Fiske of Charlestown, House Joint Resolution No. 24, Joint resolution for the placing of buoys and removing obstructions to navigation in the Connecticut River. To the Committee on Revision of the Statutes.

The Speaker named as permanent tellers of the House:

Division 1.—Mr. Swan of Keene.

Division 2.—Mr. Emerson of Milford.

Division 3.—Mr. Thompson of Concord.

Division 4.—Mr. French of Moultonborough.

Division 5.—Mr. Straw of Manchester.

The Speaker stated that Mr. Weeks of Exeter had resigned from the Committee on Towns and that Mr. Russell of Langdon had been appointed to fill the vacancy.

On motion of Mr. French of Moultonborough at 1.44 o'clock the House took a recess until 2 o'clock.

(After recess.)

On motion of Mr. Buffum of Winchester,—

Resolved, By the House of Representatives, the Senate concurring, that the boards of education of the various cities and towns be requested to have all schools devote one session on the coming 12th of February to a commemoration of the life and character of Abraham Lincoln.

On motion of Mr. Buffum of Winchester,—

Resolved, That there be printed for the use of the House five hundred (500) copies of "Proposed State House Improvements, 1905, by Governor Bachelder and Council."

The introduction of bills and joint resolutions was continued.

The following joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Bartlett of Hill, House Joint Resolution No. 25, Joint resolution in favor of Charles H. Moss. To the Committee on Claims.

By Mr. Richardson of Littleton, House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge Lake. To the Committee on Fisheries and Game.

By Mr. Bennett of Tuftonborough, House Joint Resolution No. 27, Joint resolution in favor of highway to Bald Peak near Tuftonborough town line. To the Committee on Public Improvements.

The following bills were severally introduced, read a first and second time by their titles, laid upon the table to be printed and referred as follows:

By Mr. Shepard of New London, House Bill No. 128, An act prohibiting fishing through the ice on Pleasant Lake, New London. To the Committee on Fisheries and Game.

By Mr. Lane of Pittsfield, House Bill No. 129, An act in amendment of chapter 114 of the Session Laws of 1907 entitled "An act in amendment of chapter 76 of the Laws of 1897 relating to hawkers and peddlers." To the Committee on Revision of the Statutes.

By Mr. Dodge of Lincoln, House Bill No. 130, An act for the better protection of no-license cities and towns against the illegal sale of liquor therein. To the Committee on Liquor Laws.

By Mr. Davis of Tilton, House Bill No. 131, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled, "Taxation of Railroads," etc. To the Committee on Ways and Means.

By Mr. Quimby of Cornish, House Bill No. 132, An act in amendment of section 15, chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905. To the Committee on Liquor Laws.

By Mr. Merrow of Freedom, House Bill No. 133, An

act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system." To the Committee on Public Improvements.

By Mr. French of Moultonborough, House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough. To the Committee on Towns.

By Mr. French of Moultonborough, House Bill No. 135, An act to repeal chapter 56, Session Laws of 1907, entitled "An act relating to Chocorua and Paugus Brooks, County of Carroll." To the Committee on Judiciary.

By Mr. Mason of Marlborough, House Bill No. 136, An act in amendment of section 5 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905. To the Committee on Liquor Laws.

By Mr. Ford of Orange, House Bill No. 137, An act in amendment of section 22 of chapter 112 of the Public Statutes, and for the better protection of no-license cities and towns. To the Committee on Liquor Laws.

By Mr. Hoskins of Lisbon, House Bill No. 138, An act to extend the charter of the Meredith & Ossipee Valley Railroad Company. To the Committee on Railroads.

(Mr. Felker of Rochester in the chair.)

By Mr. Rolfe of Concord, House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks. To the Committee on Banks.

By Mr. Horton of Orford, House Bill No. 140, An act authorizing the exemption from taxation of the property of The Orford Social Library. To the Committee on Ways and Means.

By Mr. Farrand of Concord, House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the City of Concord. To the Committee on Education.

By Mr. Nelson of Winchester, House Bill No. 142, An act in amendment of chapter 116 of the Public Statutes concerning the doors of public buildings. To the Committee on Judiciary.

By Mr. Gray of Jackson, House Bill No. 143, An act to amend the charter of the Jackson Water-Works Company passed by the New Hampshire Legislature and approved April 13, 1903. To the Committee on Judiciary.

By Mr. Keenan of Dover, House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia. To the Committee on Military Affairs.

By Mr. Lucier of Nashua, House Bill No. 148, An act changing the time of holding municipal elections in the city of Nashua.

On motion of Mr. Lucier of Nashua, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

By Mr. Felker of Rochester, House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies. To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for the care of the grave of the testator or intestate. To the Committee on Judiciary.

By Mr. Moreau of Manchester, House Bill No. 151, An act in amendment of chapter 43, Laws of 1903, relating to the duties of the State Nursery Inspector. To the Committee on Revision of the Statutes.

By Mr. Moreau of Manchester, House Bill No. 152, An act in amendment of chapter 43, Laws of 1903, entitled "An act to authorize the State Board of Agriculture to appoint a State Nursery Inspector," etc. To the Committee on Agriculture.

By Mr. Chellis of Claremont, House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors. To the Committee on Revision of the Statutes.

By Mr. Wyman of Manchester, House Bill No. 154, An act relating to legislative counsel and agents. To the Committee on Judiciary.

By Mr. Swart of Nashua, House Bill No. 155, An act in amendment of chapter 92, section 6 of the Public Statutes as amended by chapter 40, Session Laws 1895, and chapter 31, Session Laws of 1903, relating to instruction in public schools. To the Committee on Education.

By Mr. Huckins of Plymouth, House Bill No. 156, An act relating to the fees of deputy sheriffs. To the Com-the Committee on Revision of the Statutes.

By Mr. Huckins of Plymouth, House Bill No. 157, An act relating to the bond of sheriffs and deputy sheriffs. To the Committee on Revision of the Statutes.

By Mr. Burlingame of Berlin, House Bill No. 158, An act in amendment of chapter 79 of the Public Statutes relating to fish and game. To the Committee on Fisheries and Game.

By Mr. Gale of Greenville, House Bill No. 159, An act to make February 12, 1909, a legal holiday. To the Committee on Revision of the Statutes.

By Mr. Spaulding of Lancaster, House Bill No. 160, An act in relation to the salary of the register of probate of Coös County. To the Committee on Judiciary.

By Mr. Rand of Laconia, House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game. To the Committee on Fisheries and Game.

By Mr. Brown of Seabrook, House Bill No. 162, An act protecting pheasants and other foreign game birds. To the Committee on Fisheries and Game.

By Mr. Thompson of Concord, House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children. To the Committee on School for Feeble-Minded.

By Mr. Barron of Carroll, House Joint Resolution No. 29, Joint resolution appropriating a sum of money to as-

sist in the publication of the Illustrated Guide of New Hampshire. To the Committee on Appropriations.

(The Speaker in the chair.)

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

The bill was read a first and second time, laid upon the table to be printed, and then referred to the Committee on Judiciary.

LEAVES OF ABSENCE.

Mr. Barker of Newport was granted leave of absence for Wednesday and Thursday on account of important business.

Mr. H. E. Dunnington of Manchester was granted leave of absence for the remainder of the week on account of important business.

On motion of Mr. Moreau of Manchester, at 2:55 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

On motion of Mr. Moreau of Manchester,—

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12 o'clock noon, tomorrow, January 21, for the purpose of proceeding to the election of a Secretary of State, State Treasurer and Commissary General.

On motion of Mr. Hill of Concord, at 3.02 o'clock the House adjourned.

THURSDAY, JANUARY 21, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

COMMITTEE REPORT.

Mr. Belanger of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 50, An act in amendment of chapter 122, Laws of 1907, enabling certain school districts to make contracts with certain districts outside of the state, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill laid upon the table to be printed.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

The following bills were severally introduced:

By Mr. Nason of Dover, House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

Read a first time.

The question being,

Shall the bill be read a second time?

(Discussion ensued.)

On a *viva voce* vote the bill was ordered to a second reading.

The bill was then read a second time by its title, laid upon the table to be printed and then referred to the Committee on Appropriations.

By Mr. Nason of Dover, House Bill No. 174, An act to repeal all annual and standing appropriations.

Read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

By Mr. Nason of Dover, House Bill No. 175, An act pro-

viding for estimates of state expenses, and the preparation of an appropriation bill or bills to meet the same.

Read a first time.

The question being,

Shall the bill be read a second time?

(Discussion ensued.)

On a *viva voce* vote the bill was ordered to a second reading.

The bill was then read a second time by its title, laid upon the table to be printed and then referred to the Committee on Appropriations.

On motion of Mr. French of Moultonborough, the rules were suspended and the following bills read a first and second time by their titles. The bills were then laid upon the table to be printed and then referred as follows:

By Mr. Woodbury of Woodstock, House Bill No. 163, An act to establish a direct primary law. To the Committee on Judiciary.

By Mr. Weeks of Exeter, House Bill No. 164, An act to provide against the evils resulting from the traffic in certain narcotic drugs and to regulate the sale thereof. To the Committee on Public Health.

By Mr. Poole of Jaffrey, House Bill No. 165, An act to prohibit pool selling and bookmaking. To the Committee on Judiciary.

By Mr. Galligan of Dover, House Bill No. 166, An act in amendment of section 1, chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts." To the Committee on Judiciary.

By Mr. Wyman of Manchester, House Bill No. 167, An act to prohibit free transportation by common carriers. To the Committee on Judiciary.

By Mr. Thompson of Concord, House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages. To the Committee on Judiciary.

By Mr. Madden of Keene, House Bill No. 169, An act to incorporate Keene Lodge No. 927 of the Benevolent and Protective Order of Elks. To the Committee on Judiciary.

By Mr. Foster of Claremont, House Bill No. 170, An act to establish the police court of Claremont.

On motion of Mr. Foster of Claremont, the rules were suspended and the bill referred to a special committee consisting of the delegation from the town of Claremont.

By Mr. Fry of Claremont, House Bill No. 171, An act creating a board of police commissioners for the town of Claremont.

On motion of Mr. Fry of Claremont, the rules were suspended and the bill referred to a special committee consisting of the delegation from the town of Claremont.

By Mr. Cutter of Jaffrey, House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 176, An act providing for examination of disputed boundaries and other matters. To the Committee on Judiciary.

By Mr. Sanborn of Gilmanton, House Bill No. 177, An act relating to taxation for the support of public schools. To the Committee on Ways and Means.

By Mr. Madden of Keene, House Bill No. 178, An act to establish a normal school at Keene, in the county of Cheshire, and to raise and appropriate money for the same. To the Committee on Normal School.

By Mr. Madden of Keene, House Bill No. 179, An act relating to liability for injuries sustained by employees. To the Committee on Judiciary.

By Mr. Madden of Keene, House Bill No. 180, An act to amend section 1, chapter 33, Laws of 1895, relating to payment for cattle condemned by the State Board of Cattle Commissioners. To the Committee on Agriculture.

By Mr. Madden of Keene, House Bill No. 181, An act providing for the liability for damages of owners or lessees

of automobiles in certain cases. To the Committee on Judiciary.

By Mr. Madden of Keene, House Bill No. 182, An act to provide for a revision of the General and Public Statutes. To the Committee on Revision of the Statutes.

By Mr. Madden of Keene, House Bill No. 183, An act to enable the Union School District in the city of Keene to take certain land in said Keene for school purposes. To the Committee on Education.

By Mr. Hollis of Concord, House Bill No. 184, An act in amendment of the charter of the city of Concord. To the Committee on Judiciary.

By Mr. Hollis of Concord, House Bill No. 185, An act to regulate the use of motor boats. To the Committee on Judiciary.

By Mr. Holt of Francestown, House Bill No. 186, An act to prevent the pollution of the west branch of the Piscataquog River. To the Committee on Public Health.

By Mr. Sanborn of Gilmanton, House Bill No. 187, An act in relation to bank checks. To the Committee on Judiciary.

By Mr. Sanborn of Gilmanton, House Bill No. 188, An act in amendment of section 1 of the Session Laws of 1897, providing for the election of railroad commissioners, members of the board of equalization, and the nomination of candidates for the United States Senate. To the Committee on Judiciary.

By Mr. Holt of Franklin, House Bill No. 189, An act relating to fishing in Webster Lake. To the Committee on Fisheries and Game.

By Mr. Pratt of Sutton, House Bill No. 190, An act prohibiting the trapping, hunting or killing of foxes. To the Committee on Fisheries and Game.

By Mr. Barron of Carroll, House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main high-

ways throughout the state, and in amendment of chapter 139, Laws of 1907. To the Committee on Public Improvements.

By Mr. Bennett of Tuftonborough, House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled. To the Committee on Towns.

By Mr. Gannon of Concord, House Bill No. 193, An act to exempt certain wages from attachment by trustee process. To the Committee on Revision of Statutes.

By Mr. Toothaker of Berlin, House Bill No. 194, An act regulating the transportation of persons or property by common carriers, either free or at reduced rates. To the Committee on Judiciary.

By Mr. Wason of Nashua, House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections." To the Committee on Judiciary.

By Mr. Hurd of Manchester, House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled "An act to incorporate the Manchester Women's Aid and Relief Society." To the Committee on Judiciary.

By Mr. Roy of Manchester, House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities. To the Committee on Judiciary.

By Mr. Lucier of Nashua, House Bill No. 147, An act relating to the liability of employers to employees for personal injuries. To the Committee on Judiciary.

The following joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and then referred as follows:

By Mr. Upton of Hancock, House Joint Resolution No. 30, Joint resolution in favor of screening the outlet of Long Pond in the towns of Hancock and Nelson. To the Committee on Fisheries and Game.

By Mr. Huntoon of Lempster, House Joint Resolution

No. 31, Joint resolution providing for the repair of state highway leading to Echo Lake in the town of Lempster. To the Committee on Roads, Bridges and Canals.

By Mr. Pinkham of Milton, House Joint Resolution No. 32, Joint resolution for betterment of a road in Milton. To the Committee on Roads, Bridges and Canals.

By Mr. Baker of Whitefield, House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery Lake in the town of Whitefield. To the Committee on Roads, Bridges and Canals.

By Mr. Pinkham of Milton, House Joint Resolution No. 34, Joint resolution in favor of the town of Milton. To the Committee on Judiciary.

By Mr. Avery of Laconia, House Joint Resolution No. 35, Joint resolution appropriating a sum of money not exceeding one hundred dollars, for the purpose of placing and maintaining suitable lights at Endicott Rock in Lake Winnipesaukee. To the Committee on Appropriations.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had adopted the following resolution:

Resolved, That the House of Representatives be notified that the Senate will be ready to meet the House of Representatives in convention at 12 o'clock, noon, today, for the purpose of proceeding to the election of a secretary of state, state treasurer and commissary general.

IN CONVENTION.

The Honorable Senate then came in and, the two branches being in convention, proceeded to the election of a secretary of state, state treasurer and commissary general for the ensuing two years.

On motion of Mr. Felker of Rochester, and by unanimous consent, the chairman of the convention was authorized to

cast one ballot for Edward N. Pearson for secretary of state.

The ballot was so cast, and Edward N. Pearson, having a majority of all the votes cast, was declared duly elected secretary of state for the ensuing two years.

On motion of Senator Hurd of District No. 22, and by unanimous consent, the chairman of the convention was authorized to cast one ballot for Solon A. Carter for state treasurer.

The ballot was so cast, and Solon A. Carter, having a majority of all the votes cast, was declared duly elected state treasurer for the ensuing two years.

On motion of Mr. Ahern of Concord, and by unanimous consent, the chairman of the convention was authorized to cast one ballot for Frank A. Hardy for commissary-general.

The ballot was so cast and Frank A. Hardy, having a majority of all the votes cast, was declared duly elected commissary-general for the ensuing two years.

On motion of Senator Emery of District No. 23,—

Resolved, That a committee of three be appointed to notify the secretary of state, state treasurer and commissary-general of their election.

The chairman appointed as such committee Senator Emery of District No. 23 and Messrs. Crocker of Rochester and Burlingame of Berlin.

On motion of Senator Patten of District No. 20, the convention then rose.

HOUSE.

The introduction of bills and joint resolutions was continued.

The following bills were severally introduced, read a first and second time by their titles, laid upon the table to be printed and then referred as follows:

By Mr. Gray of Dover, House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway. To the Committee on Railroads.

By Mr. Cross of Concord, House Bill No. 197, An act in relation to the issue of stock by the Underwriters Fire Insurance Company. To the Committee on Insurance.

By Mr. Merrill of Claremont, House Bill No. 198, An act in amendment of section 19 of chapter 78 of the Session Laws of 1897, relating to counting ballots, etc. To the Committee on Revision of the Statutes.

By Mr. Merrill of Claremont, House Bill No. 199, An act in amendment of section 10 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905. To the Committee on Liquor Laws.

By Mr. Merrill of Claremont, House Bill No. 200, An act in amendment of section 31 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 127 of the Session Laws of 1907." To the Committee on Liquor Laws.

By Mr. Cross of Concord, House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H." To the Committee on Insurance.

(Mr. Hollis of Concord in the chair.)

By Mr. Howe of Concord, House Bill No. 202, An act in amendment of section 18 of chapter 205 of Title 28 "Courts and their Officers" of the Public Statutes. To the Committee on Revision of the Statutes.

By Mr. Balch of Holderness, House Bill No. 203, An act in amendment of section 2 of chapter 86 of the Laws of 1905 relating to registering of automobiles. To the Committee on Revision of the Statutes.

By Mr. Balch of Holderness, House Bill No. 204, An act in amendment of section 6 of chapter 86 of the Laws of 1905 relating to the registering of automobiles. To the Committee on Revision of the Statutes.

By Mr. Balch of Holderness, House Bill No. 205, An act for expending upon state highways funds received in fees from owners of automobiles. To the Committee on Public Improvements.

By Mr. Balch of Holderness, House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam Lake and to lay out highways to the same. To the Committee on Public Improvements.

By Mr. Burnham of Epsom, House Bill No. 207, An act in amendment of chapter 155 of the Public Statutes providing for election of Railroad Commissioners by the people. To the Committee on Judiciary.

By Mr. Locke of Hinsdale, House Bill No. 208, An act to repeal chapter 95 of the Session Laws of 1903 entitled "An act to regulate the traffic in intoxicating liquor," and all acts amendatory thereof or supplemental thereto. To the Committee on Liquor Laws.

By Mr. Locke of Hinsdale, House Bill No. 209, An act for the support and encouragement of common schools. To the Committee on Education.

By Mr. Emerson of Milford, House Bill No. 210, An act regulating the sentencing of persons convicted of misdemeanors, and providing for their parole, when confined in County Houses of Correction. To the Committee on Judiciary.

By Mr. Howe of Concord, House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes relating to dividend-paying corporations. To the Committee on Judiciary.

By Mr. Howe of Concord, House Bill No. 212, An act providing a general corporation law. To the Committee on Judiciary.

On motion of Mr. Howe of Concord, the clerk was authorized and instructed to procure 1,000 extra copies of House Bill No. 212.

By Mr. Follansbee of Laconia, House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New

Hampshire, relating to naturalization. To the Committee on Revision of the Statutes.

By Mr. Haskell of Claremont, House Bill No. 214, An act in amendment of section 1, chapter 130, Session Laws of 1907, relating to fish and game. To the Committee on Fisheries and Game.

By Mr. Preston of New Hampton, House Bill No. 215, An act to provide for the making of a transcript of the records now in the offices of the registers of deeds and probate in the county of Strafford, of lands located within the limits of the county of Belknap. To the Committee on County Affairs.

By Mr. Humphreys of Portsmouth, House Bill No. 216, An act in amendment of section 14, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Liquor Laws.

By Mr. Parker of Benton, House Bill No. 217, An act making High Street in the towns of Warren and Benton a state road. To the Committee on Public Improvements.

By Mr. Kearns of Somersworth, House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls River and its tributaries. To the Committee on Public Health.

By Mr. Moreau of Manchester, House Bill No. 219, An act in amendment to chapter 320, section 2 of the Public Statutes of this state, in relation to the exemption from attachment and execution of laborers' wages. To the Committee on Revision of the Statutes.

By Mr. Shackford of Conway, House Bill No. 220, An act in relation to lumbering operation. To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth & Rochester Street Railway. To the Committee on Railroads.

The following joint resolutions were severally introduced,

read a first and second time, laid upon the table to be printed and then referred as follows:

By Mr. Balch of Holderness, House Joint Resolution No. 36, Joint Resolution providing a fish screen at outlet of Squam Lake. To the Committee on Fisheries and Game.

By Mr. Hackett of Portsmouth, House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth. To the Committee on Agriculture.

By Mr. Hill of Concord, House Joint Resolution No. 38, Joint resolution authorizing the Governor and Council to expend funds in emergencies and providing for temporary loans. To the Committee on Judiciary.

LEAVES OF ABSENCE.

Mr. Southard of Bath was granted leave of absence for the remainder of the week on account of sickness.

Mr. Rand of Chester was granted leave of absence until January 27 on account of important business.

On motion of Mr. Merrow of Freedom,—

Resolved, That House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property, be recalled from the Committee on Ways and Means and referred to the Committee on Revision of the Statutes.

On motion of Mr. Hill of Concord, at 12.45 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVE OF ABSENCE.

Mr. Gocha of Goshen was granted leave of absence for next week on account of important business.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 1, An act to amend Chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following resolutions:

Resolved, by the House of Representatives, the Senate concurring, that the boards of education of the various cities and towns be requested to have all schools devote one session on the coming 12th of February to a commemoration of the life and character of Abraham Lincoln.

Resolved, That there be printed for the use of the House five hundred (500) copies of "Proposed State House Improvements, 1905, by Governor Bachelder and Council."

On motion of Mr. Ahern of Concord,—

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock and when it adjourns tomorrow morning it be to meet on Monday evening at 8 o'clock.

The Speaker announced that under the rules the Committee on Temperance would now be known as the Committee on Liquor Laws and that the members named on the former committee would serve as members of the latter committee, as follows:

Liquor Laws.—Wallace of Canaan, Stevenson of Exeter, Cross of Concord, Payne of Derry, Dodge of Lincoln, Rawson of Newport, Robertson of Keene, McLane of New Boston, Huckins of Ossipee, Phelps of Manchester, Lyford of

Pittsburg, Doe of Somersworth, Richardson, M. H., of Littleton, Rogers of Bow, Rollins of Alton.

On motion of Mr. Kearns of Somersworth, at 3.07 o'clock the House adjourned.

FRIDAY, JANUARY 22, 1909.

The House met at 9.30 o'clock, according to adjournment, being called to order by Mr. Wm. J. Ahern of Concord, and the following communication was read by the clerk.

CONCORD, N. H., January 21, 1909.

Mr. William J. Ahern, Concord, N. H.:

Dear Sir.—I shall be unable to be present at the session on Friday morning, January 22. Will you kindly preside for me, and greatly oblige,

Yours very truly,

WALTER W. SCOTT,
Speaker.

Prayer was offered by the chaplain.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

On motion of Mr. Howe of Concord, the rules were suspended and the reading of bills a first and second time by their titles made in order.

The following bills were severally introduced, read a first and second time by their titles, laid upon the table to be printed and referred as follows:

By Mr. Chaplin of Fitzwilliam, House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade. To the Committee on Education.

By Mr. Stevenson of Exeter, House Bill No. 223, An act for the protection of sheep raisers. To the Committee on Agriculture.

By Mr. Lagerquist of Manchester, House Bill No. 224, An act in amendment of section 14, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor. To the Committee on Liquor Laws.

By Mr. Emerson of Milford, House Bill No. 225, An act in amendment of section 2, chapter 7 of the Public Statutes, relating to salaries of keeper and assistant keepers of state house. To the Committee on State House and State House Yard.

By Mr. Joslin of Bennington, House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington, and annex the same to the school district in the town of Antrim, for school purposes. To the Committee on Education.

By Mr. Goodwin of Mason, House Bill No. 227, An act in addition to chapter 246 of the Public Statutes relating to the landlord and tenant act. To the Committee on Revision of the Statutes.

By Mr. Goodwin of Mason, House Bill No. 228, An act in addition to chapter 43 of the Public Statutes relating to the election of selectmen. To the Committee on Revision of the Statutes.

By Mr. Goodwin of Mason, House Bill No. 229, An act to provide for a revision of the Public Statutes and Public Laws. To the Committee on Revision of the Statutes.

By Mr. Goodwin of Mason, House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2, chapter 189 of the Public Statutes. To the Committee on Revision of the Statutes.

By Mr. Poole of Jaffrey, House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey. To the Committee on Revision of the Statutes.

By Mr. Wesley of Dover, House Bill No. 232, An act in amendment of section 8, chapter 91, Laws of 1897, relating to the state prison and asylum. To the Committee on Revision of the Statutes.

By Mr. Lucier of Nashua, House Bill No. 233, An act prohibiting the sale of diseased horses at public auction. To the Committee on Judiciary.

By Mr. Lucier of Nashua, House Bill No. 234, An act relative to the courts of the State of New Hampshire. To the Committee on Judiciary.

By Mr. Stevens of Landaff, House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

On motion of Mr. Mason of Concord, the rules were suspended and the bill referred to a special committee consisting of the delegation from the county of Grafton.

By Mr. Cross of Concord, House Bill No. 236, An act establishing certain standards in amendment of section 3 of the Food and Drugs Law of 1907, entitled "An act for preventing the manufacture or sale of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines or liquors. To the Committee on Public Health.

By Mr. Cross of Concord, House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties in relation thereto. To the Committee on Public Health.

By Mr. Cross of Concord, House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases. To the Committee on Insurance.

The following joint resolutions were introduced, read a first and second time and referred as follows:

By Mr. Lane of Pittsfield, House Joint Resolution No. 39, Joint resolution for the purchase of copies of the History of the Twelfth New Hampshire Regiment in the War of the Rebellion. To the Committee on Military Affairs.

By Mr. Gilman of Madison, House Joint Resolution No. 40, Joint resolution to appropriate the sum of two hundred dollars for screening the outlet of Silver lake in the town of Madison. To the Committee on Fisheries and Game.

By Mr. Thompson of Concord, House Joint Resolution

No. 41, Joint resolution in favor of a committee to consider the question of a state work house. To the Committee on Revision of the Statutes.

On motion of Mr. Marden of Chichester, at 9.55 o'clock the House adjourned.

MONDAY, JANUARY 25, 1909.

The House met at 8 o'clock according to adjournment.

On motion of Mr. French of Moultonborough, at 8.01 o'clock the House adjourned.

TUESDAY, JANUARY 26, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Poore of Raymond was granted leave of absence for the day on account of business.

The Committee on Agricultural College was granted leave of absence for the day to visit the State College at Durham.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

On motion of Mr. French of Moultonborough, the reading of bills a first time by their titles was made in order.

The following bills were severally introduced, read a first and second time by their titles, laid upon the table to be printed and then referred as follows:

By Mr. Rolfe of Concord, House Bill No. 239, An act relating to the fees of sheriffs and deputy sheriffs. To the Committee on Judiciary.

By Mr. Buffum of Winchester, House Bill No. 240, An act for the regulation of caucuses. To the Committee on Judiciary.

By Mr. Danforth of Concord, House Bill No. 241, An act in amendment of chapter 182 of the Session Laws of 1893, entitled "An act in amendment of the charter of the City of Concord, creating a board of police commissioners for said city."

On motion of Mr. Ahern of Concord, the rules were suspended and the bill referred to a special committee consisting of the delegation from the City of Concord.

By Mr. French of Moultonborough, House Bill No. 242, An act in amendment of chapter 4, Session Laws of 1903, entitled "An act in amendment of chapter 78, Laws of 1901, entitled 'An act providing for a judiciary system consisting of two courts.'" To the Committee on Judiciary.

By Mr. Head of Hooksett, House Bill No. 243, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of November, 1907, exempting the hotel property of William H. Hurd from taxation. To the Committee on Judiciary.

By Mr. Buffum of Winchester, House Bill No. 244, An act for the conduct of nominations by direct primary. To the Committee on Judiciary.

By Mr. Hollis of Concord, House Bill No. 245, An act in amendment of section 16 of chapter 150 of the Public Statutes, relating to annual returns of corporations. To the Committee on Judiciary.

By Mr. Hollis of Concord, House Bill No. 246, An act to provide for the recording of sales of real estate for taxes. To the Committee on Judiciary.

By Mr. Hollis of Concord, House Bill No. 247, An act to amend chapter 220 of the Public Statutes, relating to attachments of real estate. To the Committee on Judiciary.

By Mr. Flanders of Sunapee, House Bill No. 248, An act relating to care of floating logs. To the Committee on Judiciary.

By Mr. Danforth of Concord, House Bill No. 249, An act in relation to the duties of the board of railroad commissioners. To the Committee on Judiciary.

By Mr. Huntress of Keene, House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes. To the Committee on Judiciary.

By Mr. Spaulding of Lancaster, House Bill No. 251, An act providing for a state police force. To the Committee on Judiciary.

By Mr. Sanborn of Gilmanton, House Bill No. 252, An act in amendment of chapter 81, section 1, Public Statutes, relating to the transmission of electrical power. To the Committee on Judiciary.

By Mr. Libby of Gorham, House Bill No. 253, An act requiring express companies to procure a license and for regulating the business of the same. To the Committee on Judiciary.

By Mr. Danforth of Concord, House Bill No. 254, An act in relation to the salary of the judge of probate for Merrimack County. To the Committee on Judiciary.

By Mr. Gray of Columbia, House Bill No. 255, An act for the better protection of highways. To the Committee on Judiciary.

By Mr. Boutwell of Hopkinton, House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake. To the Committee on Judiciary.

By Mr. Boutwell of Hopkinton, House Bill No. 257, An act providing for the appointment of an assistant attorney-general. To the Committee on Judiciary.

By Mr. Boutwell of Hopkinton, House Bill No. 258, An act relative to motor vehicles and to the operation thereof. To the Committee on Judiciary.

By Mr. Hollis of Concord, House Bill No. 259, An act to require removal of brush on land adjacent to land of others. To the Committee on Forestry.

By Mr. Stearns of Lebanon, House Bill No. 260, An act relative to the appointment of school physicians. To the Committee on Public Health.

By Mr. Libby of Gorham, House Bill No. 261, An act in relation to mileage books. To the Committee on Railroads.

By Mr. Libby of Gorham, House Bill No. 262, An act in relation to poll tax and providing for the collection of same. To the Committee on Ways and Means.

By Mr. Libby of Gorham, House Bill No. 263, An act in amendment of chapter 39 of the Public Statutes, relating to the purity of election. To the Committee on Revision of the Statutes.

By Mr. Libby of Gorham, House Bill No. 264, An act in amendment of section 8, chapter 95 of the Laws of 1903, relating to licensing a citizen of an adjoining town to sell liquor in a license town. To the Committee on Ways and Means.

By Mr. Corson of Hampstead, House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company. To the Committee on Railroads.

By Mr. Dow of Laconia, House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903 and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish. To the Committee on Fisheries and Game.

By Mr. Dinsmoor of Laconia, House Bill No. 267, An act to regulate trolling. To the Committee on Fisheries and Game.

By Mr. Dinsmoor of Laconia, House Bill No. 268, An act in amendment of chapter 102, Laws of 1901, relative to the New Hampshire School for Feeble-Minded Children. To the Committee on School for Feeble-Minded.

By Mr. Danforth of Concord, House Bill No. 269, An act in amendment of section 10, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Ways and Means.

By Mr. Hollis of Concord, House Bill No. 270, An act in amendment of clause 18, section 1 of chapter 114 of the

Laws of 1901, relating to the investments of savings banks, as amended by chapter 75 of the Laws of 1905. To the Committee on Banks.

By Mr. Flanders of Sunapee, House Bill No. 271, An act prohibiting hunting from power boats. To the Committee on Fisheries and Game.

By Mr. Flanders of Sunapee, House Bill No. 272, An act prohibiting fishing from power boats. To the Committee on Fisheries and Game.

By Mr. Wentworth of Lancaster, House Bill No. 273, An act in amendment of chapter 140 of the Public Statutes, relating to conditional sales of personal property. To the Committee on Revision of the Statutes.

By Mr. Hardy of Hollis, House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture." To the Committee on Agriculture.

By Mr. Phelps of Manchester, House Bill No. 275, An act in amendment of sub-division 9, section 8, chapter 95, Laws of 1905, as amended by section 5, chapter 49, Laws of 1905, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Liquor Laws.

By Mr. Phelps of Manchester, House Bill No. 276, An act in amendment of sub-division 4, section 8, chapter 95, Laws of 1903, relating to the issuing of licenses to certain persons. To the Committee on Liquor Laws.

By Mr. Danforth of Concord, House Bill No. 277, An act in relation to the use of armories. To the Committee on Military Affairs.

The following joint resolutions were severally introduced, read a first and second time, laid upon the table to be printed and referred as follows:

By Mr. Mason of Concord, House Joint Resolution No. 42, Joint resolution for the distribution of medals to the Minute Men of New Hampshire. To the Committee on Military Affairs.

By Mr. Cross of Concord, House Joint Resolution No. 43,

Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students. To the Committee on Appropriations.

By Mr. Holt of Francestown, House Joint Resolution No. 44, Joint resolution for the repair of the Mt. Crotchet road in the town of Francestown. To the Committee on Roads, Bridges and Canals.

By Mr. Danforth of Concord, House Joint Resolution No. 67, Joint resolution providing clerk hire for the office of the secretary of state. To the Committee on Appropriations.

By Mr. Toothaker of Berlin, House Joint Resolution No. 45, Joint resolution in favor of the "Thirteen-Mile Woods" road in Dummer, Errol and Cambridge. To the Committee on Public Improvements.

The following bills were severally introduced, read a first and second time by their titles, laid upon the table to be printed and referred as follows:

By Mr. Howe of Concord, House Bill No. 278, An act to revise the charter of the City of Concord.

On motion of Mr. Howe of Concord, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

By Mr. Trudell of Manchester, House Bill No. 279, An act to provide the establishment and maintenance of free employment offices in certain cities. To the Committee on Labor.

By Mr. Woodward of Nashua, House Bill No. 280, An act in amendment of the Session Laws of 1873, relating to an act authorizing the City of Nashua to construct water works. To the Committee on Judiciary.

By Mr. Woodward of Nashua, House Bill No. 281, An act to amend section 4, chapter 78 of the Public Statutes, to promote the safety of bridges. To the Committee on Judiciary.

By Mr. Woodward of Nashua, House Bill No. 282, An act to amend section 8, chapter 31, Public Statutes, relating to

certificate from city clerk to inspectors of checklists in case of removal of voters. To Committee on Revision of the Statutes.

By Mr. Leighton of Northwood, House Bill No. 283, An act to prohibit fishing through the ice on certain lakes in Northwood. To the Committee on Fisheries and Game.

By Woodward of Nashua, House Bill No. 284, An act in amendment to the charter of the City of Nashua. To the Committee on Judiciary.

By Mr. Howe of Concord, House Bill No. 285, An act to prohibit free transportation of passengers by railroad or other common carriers. To the Committee on Judiciary.

By Mr. Wyman of Manchester, House Bill No. 286, An act to amend chapter 181 of the Public Statutes relating to the adoption of children. To the Committee on Revision of the Statutes.

By Mr. Wyman of Manchester, House Bill No. 287, An act to provide for the taxation of savings banks. To the Committee on Ways and Means.

By Mr. Wyman of Manchester, House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries. To the Committee on Revision of the Statutes.

By Mr. Jones of Peterborough, House Bill No. 289, An act amending chapter 76 of the Laws of 1897, relating to hawkers and peddlers. To the Committee on Revision of the Statutes.

By Mr. Doe of Somersworth, House Bill No. 290, An act to amend chapter 60, section 3 of the Laws of 1891, as amended by chapter 109, section 1 of the Laws of 1903, relating to dog licenses. To the Committee on Revision of the Statutes.

By Mr. Doe of Somersworth, House Bill No. 291, An act to authorize the City of Somersworth to exempt certain property from taxation. To Committee on Ways and Means.

By Mr. Forsaith of Manchester, House Bill No. 292, An

act in amendment of section 1, chapter 137, Laws of 1907, entitled "An act in relation to fire escapes on certain buildings." To the Committee on Judiciary.

By Mr. Hurd of Manchester, House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Woman's Christian Temperance Union from taxation. To the Committee on Ways and Means.

By Mr. Hurd of Manchester, House Bill No. 294, An act to prohibit discrimination or rebate of premiums for policies issued by insurance companies other than life. To the Committee on Insurance.

By Mr. Hurd of Manchester, House Bill No. 295, An act in amendment of section 9, chapter 176, Public Statutes, in relation to the private sale of real estate by guardians. To the Committee on Judiciary.

By Mr. Woodward of Nashua, House Bill No. 296, An act in amendment of section 5, chapter 79 of the Public Statutes, relating to changing the time of fishing through the ice. To the Committee on Fisheries and Game.

By Mr. Moreau of Manchester, House Bill No. 297, An act in amendment of section 1 of chapter 181 of Public Statutes, relating to the adoption of children. To the Committee on Revision of the Statutes.

By Mr. Madden of Keene, House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose inspection is necessary in the preparation for trial of any cause of action, or on the trial of such cause. To the Committee on Judiciary.

By Mr. Hebert of Manchester, House Bill No. 299, An act in amendment of chapter 11, section 1, Session Laws of 1899, and making January first a legal holiday. To the Committee on Revision of the Statutes.

By Mr. Hebert of Manchester, House Bill No. 300, An act changing the time of holding municipal elections in the city of Manchester.

On motion of Mr. Joyal of Manchester, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Manchester.

By Mr. Emerson of Milford, House Bill No. 301, An act in amendment of chapter 78 of the Public Statutes of this state, in relation to guide-boards on public highways. To the Committee on Revision of the Statutes.

By Mr. Johnson of Newport, House Bill No. 302, An act to amend section 16 of Session Laws of 1901, as amended by section 1 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, relating to fish and game." To the Committee on Fisheries and Game.

By Mr. Shepard of New London, House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London. To the Committee on Education.

By Mr. Wagner (Adolph) of Manchester, House Bill No. 304, An act to regulate passenger fares on street railways in cities of 25,000 or more population. To the Committee on Railroads.

By Mr. Kimball of Rochester, House Bill No. 305, An act in amendment of section 18, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers. To the Committee on Judiciary.

By Mr. Madden of Keene, House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed. To the Committee on Judiciary.

By Mr. Barnard of Newbury, House Bill No. 307, An act relative to trapping. To the Committee on Fisheries and Game.

By Mr. Worthen of Manchester, House Bill No. 308, An act in relation to payment of N. H. N. G. for attendance at drills. To the Committee on Military Affairs.

By Mr. Locke of Laconia, House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association. To the Committee on Ways and Means.

By Mr. Whitney of Rindge, House Bill No. 310, An act relative to conveyances and will of a husband deserted by

his wife or living apart from her for a justifiable cause. To the Committee on Judiciary.

By Mr. Stevens of Landaff, House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes. To the Committee on Judiciary.

By Mr. Walker of Canaan, House Bill No. 312, An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game. To the Committee on Fish and Game.

By Mr. Stevens of Landaff, House Bill No. 313, An act amending chapter 113 of Public Statutes, relating to diseases of domestic animals. To the Committee on Public Health.

By Mr. Whitney of Rindge, House Bill No. 314, An act to amend chapter 195 of the Public Statutes, relating to the rights of the husband or wife, surviving, in the estate of the deceased husband or wife. To the Committee on Judiciary.

By Mr. Maynard of Plymouth, House Bill No. 315, An act to legalize town meetings in town of Holderness for the years 1895, 1896 and 1897. To the Committee on Judiciary.

By Mr. Lagerquist of Manchester, House Bill No. 316, An act in relation to former officers of the National Guard. To the Committee on Military Affairs.

By Mr. Wason of Nashua, House Bill No. 317, An act to tax depositors in non-resident savings banks. To the Committee on Ways and Means.

By Mr. Barnard of Manchester, House Bill No. 318, An act in amendment of the charter of the City of Manchester, establishing the office of overseer of the poor in place of the overseers of the poor provided under the charter and laws of the state.

On motion of Mr. Wagner (Adolph) of Manchester, the rules were suspended and the bill referred to a special com-

mittee consisting of the delegation from the city of Manchester.

By Mr. Hardy of Hollis, House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Company and extending the time for the completion of the road. To the Committee on Railroads.

By Mr. Wheeler of Manchester, House Bill No. 320, An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor, as amended in chapter 49 of the Laws of 1905." To the Committee on Liquor Laws.

By Mr. Kimball of Rochester, House Bill No. 321, An act in amendment of section 5, chapter 95, Laws of 1903, as amended by section 2 of chapter 49 of Laws of 1905, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Liquor Laws.

By Mr. Cutter of Jaffrey, House Bill No. 322, An act relating to the publication of campaign contributions and expenditures. To the Committee on Judiciary.

By Mr. Chase of Londonderry, House Bill No. 323, An act authorizing street railway corporations to carry freight and express. To the Committee on Railroads.

By Mr. Penniman of Plainfield, House Bill No. 324, An act in amendment of section 2, chapter 79, Session Laws of 1907, entitled "An act to prohibit free transportation by common carriers and for other purposes." To the Committee on Judiciary.

By Mr. Libby of Gorham, House Bill No. 325, An act in relation to slander and libel against a person deceased. To the Committee on Judiciary.

By Mr. Wagner of Manchester, House Bill No. 326, An act to require street railway companies to sprinkle streets. To the Committee on Railroads.

By Mr. Doe of Somersworth, House Bill No. 327, An act to amend chapter 60, section 21 of the Laws of 1891, relating to the restraining of dogs. To the Committee on Revision of the Statutes.

By Mr. Bullock of Richmond, House Bill No. 328, An act prohibiting fishing through the ice in Sandy pond in Richmond. To the Committee on Fisheries and Game.

On motion of Mr. Libby of Gorham, at 12.35 o'clock the House took a recess until 2 o'clock.

(After Recess.)

On motion of Mr. Lucier of Nashua, the order whereby House Bill No. 280, An act in amendment of the Session Laws of 1873, relating to an act authorizing the city of Nashua to construct water works, was referred to the Committee on Judiciary, was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

On motion of the same gentleman, the order whereby House Bill No. 284, An act in amendment to the charter of the city of Nashua, was referred to the Committee on Judiciary was vacated; the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

The introduction of bills and joint resolutions was continued.

The following joint resolutions were severally introduced read a first and second time and referred as follows:

By Mr. Avery of Laconia, House Joint Resolution No. 46, Joint resolution for an appropriation for the preservation and care of the approaches to Endicott Rock in Lake Winnipesaukee and for the necessary repairs to the bridge connecting said rock with the shore. To the Committee on Public Improvements.

By Mr. Penniman of Plainfield, House Joint Resolution No. 47, Joint resolution for repairing Stony brook road in Springfield. To the Committee on Public Improvements.

By Mr. Maynard of Plymouth, House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School. To the Committee on Normal School.

By Mr. Barnard of Newbury, House Joint Resolution No. 49, Joint resolution appropriating $400 for the town of Newbury. To the Committee on Public Improvements.

By Mr. Davis of Warner, House Joint Resolution No. 50, Joint resolution in favor of screening Lake Winnepauket at Webster. To the Committee on Fisheries and Game.

By Mr. Wilson of Berlin, House Joint Resolution No. 51, Joint resolution in aid of building a bridge across the Androscoggin river in Berlin. To the Committee on Roads, Bridges and Canals.

By Mr. Nelson of Winchester, House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake in the town of Winchester. To the Committee on Fisheries and Game.

By Mr. Gray of Jackson, House Joint Resolution No. 53, Joint resolution in favor of the highway leading from Gorham to Jackson. To the Committee on Roads, Bridges and Canals.

By Mr. Gray of Jackson, House Joint Resolution No. 54, Joint resolution in favor of the highway leading from Gorham to Jackson. To the Committee on Roads, Bridges and Canals.

By Mr. Weeks of Warren, House Joint Resolution No. 55, Joint resolution in favor of the Woodstock and Warren road in the town of Warren. To the Committee on Roads, Bridges and Canals.

By Mr. Woodbury of Woodstock, House Joint Resolution No. 56, Joint resolution in favor of the Woodstock and Warren road in the town of Woodstock. To the Committee on Roads, Bridges and Canals.

By Mr. Preston of New Hampton, House Joint Resolution No. 57, Joint resolution to provide for the publication of "A Complete History of the Private Schools of New Hampshire." To the Committee on Education.

The following bills were severally introduced, read a

first and second time by their titles, laid upon the table to be printed and then referred as follows:

By Mr. Otis of Dover, House Bill No. 329, An act to amend chapter 189 of the Session Laws of 1903, entitled "An act in amendment of the charter of the city of Dover, creating a board of police commissioners for said city, and fixing the salaries of the officers in the police department." To the Committee on Judiciary.

By Mr. Davis of Chesterfield, House Bill No. 330, An act to restore land records throughout the state. To the Committee on Judiciary.

By Mr. Dodge of Lincoln, House Bill No. 331, An act for the establishment of dispensaries for the free treatment of indigent persons affected with tuberculosis. To the Committee on Public Health.

By Mr. Emerson of Milford, House Bill No. 332, An act in relation to the bonds of county officers. To the Committee on County Affairs.

By Mr. Forsaith of Manchester, House Bill No. 333, An act in amendment of chapter 137, Laws of 1907, entitled "An act in relation to fire escapes on certain buildings." To the Committee on Judiciary.

By Mr. Cutting of Croydon, House Bill No. 334, An act to amend chapter 60 of the Session Laws of 1891, entitled "An act to prevent the destruction of sheep and other damage by dogs." To the Committee on Agriculture.

By Mr. Jones of Keene, House Bill No. 335, An act to amend the charter of the city of Keene and amendments thereto.

On motion of Mr. Jones of Keene, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Keene.

By Mr. Cutting of Croydon, House Bill No. 336, An act relating to the salary of the judge of probate for the county of Sullivan.

On motion of Mr. Foster of Claremont, the rules were

suspended and the bill referred to a special committee consisting of the delegation from the county of Sullivan.

By Mr. Cutting of Croydon, House Bill No. 337, An act to provide a bounty on woodchucks. To the Committee on Fisheries and Game.

By Mr. Baker of Whitefield, House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield." To the Committee on Judiciary.

By Mr. Madden of Keene, House Bill No. 339, An act for the disposition of fines imposed by police courts and justices of the peace. To the Committee on Judiciary.

By Mr. Haskell of Claremont, House Bill No. 340, An act in amendment of section 3 of chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquors. To the Committee on Liquor Laws.

By Mr. Kimball of Rochester, House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes relating to the sale of drugs and medicines. To the Committee on Public Health.

By Mr. Payne of Derry, House Bill No. 342, An act in amendment of paragraph III, section 3 of chapter 175 of the Public Statutes, relating to divorce. To the Committee on Judiciary.

By Mr. Gannon of Concord, House Bill No. 343, An act in amendment of section 1, chapter 106, Laws of 1905, in relation to the education of the deaf and dumb and blind. To the Committee on Revision of the Statutes.

By Mr. Payne of Derry, House Bill No. 344, An act in amendment of chapter 286 of the Public Statutes, making the offices of register of deeds in the several counties salaried offices. To the Committee on Judiciary.

By Mr. Smith of Laconia, House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build

and maintain public wharves and to appropriate money for the same.''

On motion of Mr. Smith of Laconia, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Laconia.

By Mr. Lane of Pittsfield, House Bill No. 346, An act in amendment of section 2 of chapter 123 of the Session Laws of 1903, entitled ''An act relating to the printing of ballots provided for in an act entitled 'An act to regulate the traffic in intoxicating liquor approved March 27, 1903.' '' To the Committee on Liquor Laws.

By Mr. Haskell of Claremont, House Bill No. 347, An act in amendment of chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquors. To the Committee on Liquor Laws.

By Mr. Hackett of Portsmouth, House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relating to investment of savings banks. To the Committee on Banks.

By Mr. Haskell of Claremont, House Bill No. 349, An act to incorporate the city of Claremont.

On motion of Mr. Haskell of Claremont, the rules were suspended and the bill referred to a special committee consisting of the delegation from the town of Claremont.

By Mr. Hollis of Concord, House Bill No. 350, An act to authorize the taking up and permanent discontinuance of the Portsmouth & Exeter Street Railway. To the Committee on Railroads.

By Mr. Hackett of Portsmouth, House Bill No. 351, An act establishing a state auditor. To the Committee on Judiciary.

By Mr. Hackett of Portsmouth, House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works.

On motion of Mr. Hackett of Portsmouth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

By Mr. Hackett of Portsmouth, House Bill No. 353, An act in amendment of chapter 114 of the Laws of 1901, relating to investment of savings banks. To the Committee on Banks.

By Mr. Hackett of Portsmouth, House Bill No. 354, An act to revise the charter of the city of Portsmouth in relation to the board of education.

On motion of Mr. Hackett of Portsmouth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

By Mr. Hackett of Portsmouth, House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters.

On motion of Mr. Hackett of Portsmouth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

By Mr. Hackett of Portsmouth, House Bill No. 356, An act to amend the charter of the city of Portsmouth in relation to the city council.

On motion of Mr. Hackett of Portsmouth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

By Mr. Hackett of Portsmouth, House Bill No. 357, An act in relation to the salaries of certain state officials. To the Committee on Judiciary.

By Mr. Baker of Hillsborough, House Bill No. 358, An act to provide compensation to owners of property damaged or destroyed by moose, caribou, elk or deer. To the Committee on Fisheries and Game.

By Mr. Moreau of Manchester, House Bill No. 359, An act requiring street railways to transport pupils in schools at half fare. To the Committee on Railroads.

By Mr. Barnard of Manchester, House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business. To the Committee on Revision of the Statutes.

By Mr. Moreau of Manchester, House Bill No. 361, An

act authorizing the appointment of a committee to consider the advisability of re-indexing and changing the records in the office of Hillsborough County Registry of Deeds. To the Committee on County Affairs.

On motion of Mr. Hurd of Manchester, the order referring the bill to the Committee on County Affairs was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the County of Hillsborough.

By Mr. Moreau of Manchester, House Bill No. 362, An act to amend section 8, chapter 221 of the Public Statutes, concerning arrests in civil cases. To the Committee on Revision of the Statutes.

By Mr. Moreau of Manchester, House Bill No. 363, An act to amend chapter 140 of the Public Statutes, concerning conditional sales of personal property. To the Committee on Revision of the Statutes.

By Mr. Brown of Seabrook, House Bill No. 364, An act for the prevention of mining frauds. To the Committee on Judiciary.

By Mr. Brown of Seabrook, House Bill No. 365, An act in amendment of chapter 122, Session Laws of 1903, relating to the license commission. To the Committee on Liquor Laws.

By Mr. Merrill of Claremont, House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court. To the Committee on Judiciary.

By Mr. Merrill of Claremont, House Bill No. 367, An act to prohibit social clubs and other associations and organizations selling, procuring or furnishing intoxicating liquor. To the Committee on Liquor Laws.

By Mr. Soucy of Nashua, House Bill No. 368, An act in amendment of chapter 11, Laws of 1899, relating to holidays. To the Committee on Revision of the Statutes.

By Mr. Stevenson of Exeter, House Bill No. 369, An

act to establish a state police force. To the Committe on Judiciary.

By Mr. Stevenson of Exeter, House Bill No. 370, An act to define the duties of county treasurers with respect to depositing county funds. To the Committee on County Affairs.

By Mr. Musgrove of Hanover, House Bill No. 371, An act in amendment of chapter 105 of the Session Laws of 1907 entitled "An act relating to delegates to political conventions." To the Committee on Judiciary.

By Mr. Musgrove of Hanover, House Bill No. 372, An act in amendment of chapter 93 of the Session Laws of 1905, as amended by chapter 145 of the Session Laws of 1907, entitled, "An act in relation to political caucuses and conventions." To the Committee on Judiciary.

By Mr. Musgrove of Hanover, House Bill No. 373, An act repealing chapter 76 of the Session Laws of 1907, entitled "An act protecting gray squirrels," and for other purposes. To the Committee on Fisheries and Game.

By Mr. Beamish of Somersworth, House Bill No. 374, An act in amendment of the charter of the city of Somersworth as amended by section 1 of chapter 209 of the Laws of 1901.

On motion of Mr. Doe of Somersworth, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Somersworth.

By Mr. Farrand of Concord, House Bill No. 375, An act relating to persons and their counsel and other employees having business before the General Court. To the Committee on Judiciary.

By Mr. Walbridge of Milford, House Bill No. 376, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture." To the Committee on Agriculture.

By Mr. Farrand of Concord, House Bill No. 377, An act in amendment of section 19, chapter 50, Laws 1905, in relation to the inspection and licensing of boats and the ex-

amination and licensing of their captains, masters, engineers and pilots. To the Committee on Revision of the Statutes.

By Mr. Snyder of Webster, House Bill No. 378, An act relating to the duties of highway agents. To the Committee on Judiciary.

By Mr. Belanger of Manchester, House Bill No. 379, An act for the protection of attorneys-at-law. To the Committee on Judiciary.

By Mr. Trudel of Manchester, House Bill No. 380, An act to repeal section 1, chapter 264, Session Laws of 1893, being an act to repeal the act which established a board of street and park commissioners for the city of Manchester.

On motion of Mr. Joyal of Manchester the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Manchester.

By Mr. Trudel of Manchester, House Bill No. 381, An act to amend chapter 314 of the Session Laws of 1903, to provide for the election of the board of assessors of the city of Manchester by the people.

On motion of Mr. Burgess of Manchester, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Manchester.

By Mr. Poole of Conway, House Bill No. 382, An act to incorporate "The Conway Electric Light and Power Company of Conway." To the Committee on Judiciary.

By Mr. Joyal of Manchester, House Bill No. 383, An act in amendment of section 13, chapter 167, Public Statutes 1870, 1:7, G. L. 171:1, relative to tax on foreign insurance companies and how assessed. To the Committee on Judiciary.

By Mr. Wheeler of Manchester, House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five (5) years from January 1st, 1909. To the Committee on Fisheries and Game.

By Mr. Belanger of Manchester, House Bill No. 385, An

act to incorporate the Derryfield Mutual Fire Insurance Co. To the Committee on Judiciary.

By Mr. Belanger of Manchester, House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday. To the Committee on Revision of the Statutes.

By Mr. Lucier of Nashua, House Bill No. 387, An act to authorize the city of Nashua to appropriate money to aid in the support of a hospital.

On motion of Mr. Lucier of Nashua, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

By Mr. Torrey of Newfields, House Bill No. 388, An act relating to the recording of deeds. To the Committee on Judiciary.

By Mr. Torrey of Newfields, House Bill No. 389, An act for the protection of deer in the county of Rockingham. To the Committee on Fisheries and Game.

By Mr. Cross of Concord, House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines. To the Committee on Judiciary.

By Mr. Cross of Concord, House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation. To the Committee on Judiciary.

(Mr. Emerson of Milford in the chair.)

By Mr. Keenan of Dover, House Bill No. 392, An act relative to the registering of bottles and other vessels. To the Committee on Judiciary.

By Mr. Avery of Laconia, House Bill No. 393, An act to regulate trolling for lake trout. To the Committee on Fisheries and Game.

By Mr. Foster of Claremont, House Bill No. 394, An act to amend section 31 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Liquor Laws.

By Mr. Dodge of Lincoln, House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease. To the Committee on Public Health.

By Mr. Marden of Chichester, House Bill No. 396, An act to regulate the sale of agricultural seeds. To the Committee on Agriculture.

By Mr. Anderson of Exeter, House Bill No. 397, An act relating to the salary of the judge of probate for the county of Rockingham. To the Committee on Judiciary.

By Mr. Rolfe of Concord, House Bill No. 398, An act relating to the investments of savings banks. To the Committee on Banks.

By Mr. Anderson of Exeter, House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next Constitutional Convention as to the manner in which the membership of the House of Representatives can be reduced. To the Committee on Judiciary.

By Mr. Locke of Hinsdale, House Bill No. 400, An act in amendment of chapter 95 of the Laws of 1903, approved March 27, 1903, entitled "An act to regulate the traffic in intoxicating liquor." To the Committee on Liquor Laws.

By Mr. Stevenson of Exeter, House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and Sewers." To the Committee on Revision of the Statutes.

By Mr. Kellogg of Manchester, House Bill No. 402, An act to amend chapter 142, Laws of 1907, relating to barber shops. To the Committee on Revision of the Statutes.

By Mr. Felker of Rochester, House Bill No. 403, An act in amendment of section 5, chapter 271 of the Public Stat-

utes, entitled "An act relating to offenses against morality and religion." To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of said Rochester and the town of Milton." To the Committee on Education.

By Mr. Felker of Rochester, House Bill No. 405, An act in relation to liens for labor and material. To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 406, An act in amendment of chapter 79 of the Laws of 1901, relating to fish and game, as amended by the Laws of 1907, chapter 130. To the Committee on Fisheries and Game.

By Mr. Clyde of Hudson, House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire. To the Committee on Ways and Means.

By Mr. Clyde of Hudson, House Bill No. 408, An act for the protection of mill operatives, school children and pedestrians crossing Taylor's Falls bridge in the winter season.

On motion of Mr. Lucier of Nashua, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

By Mr. Clyde of Hudson, House Bill No. 409, An act in relation to drains, conduits and sewers for the better protection of the public health. To the Committee on Public Health.

By Mr. Cross of Concord, House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders. To the Committee on Railroads.

The following joint resolutions were severally introduced, read a first and second time and referred as follows:

By Mr. Ladd of Epping, House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and

repair the highway leading from Epping to Brentwood and Kingston. To the Committee on Roads, Bridges and Canals.

By Mr. Sadler of Nashua, House Joint Resolution No. 59, Joint resolution in favor of L. P. Duncklee of Nashua, N. H. To the Committee on Claims.

By Mr. Beamish of Somersworth, House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House. To the Committee on Claims..

By Mr. Elliott of Rumney, House Joint Resolution No. 61, Joint resolution for an appropriation for screening Stinson lake in Rumney. To the Committee on Fisheries and Game.

By Mr. Pratt of Sutton, House Joint Resolution No. 62, Joint resolution in favor of screening the outlet of Long pond in the town of Sutton. To the Committee on Fisheries and Game.

By Mr. Penniman of Plainfield, House Joint Resolution No. 63, Joint resolution to assist the town of Plainfield in building a bridge across the Connecticut river. To the Committee on Appropriations.

By Mr. Mason of Marlborough, House Joint Resolution No. 64, Joint resolution relating to the sanitary conditions of the state house. To the Committee on Public Health.

By Mr. Morrill of Canterbury, House Joint Resolution No. 65, Joint resolution appropriation for the Pierce Memorial bridge across Merrimack river at Penacook Depot in honor of Governor Benjamin Pierce and his illustrious son, President Franklin Pierce. To the Committee on Judiciary.

By Mr. Gray of Alexandria, House Joint Resolution No. 66, Joint resolution for the improvement and maintenance of Sugar Loaf road, so called, in the town of Alexandria. To the Committee on Roads, Bridges and Canals.

The following bills were severally introduced, read a

first and second time by their titles and referred as follows:

By Mr. Sadler of Nashua, House Bill No. 411, An act abolishing the office of superintendent of public instruction and creating a board of county superintendents. To the Committee on Education.

By Mr. Ladd of Epping, House Bill No. 412, An act to provide for the better protection of nursery stock. To the Committee on Agriculture.

By Mr. Ladd of Epping, House Bill No. 413, An act to amend chapter 35, Session Laws 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs." To the Committee on Agriculture.

By Mr. Swart of Nashua, House Bill No. 414, An act abolishing the common council of the city of Nashua and changing the date of the city election.

On motion of Mr. Swart of Nashua, the rules were suspended and the bill referred to a special committee consisting of the delegation from the city of Nashua.

By Mr. Swart of Nashua, House Bill No. 415, An act to regulate the labor of persons who negligently fail to provide properly for the support of themselves or their families, and who are without pecuniary means of such support and to provide for and enforce their systematic employment. To the Committee on Judiciary.

By Mr. Swart of Nashua, House Bill No. 416, An act in amendment of an act to incorporate the North Conway and Mt. Kearsarge Railroad, passed June Session, 1883, and all subsequent acts relating to the same. To the Committee on Railroads.

By Mr. Chaplin of Fitzwilliam, House Bill No. 417, An act in relation to official bonds. To the Committe on Judiciary.

By Mr. Danforth of Concord, House Bill No. 418, An act providing for the payment by the state of the cost of schooling children attending the public schools who are in-

mates of charitable, state or county institutions, or wards of charitable societies. To the Committee on Education.

By Mr. Melzer of Milford, House Bill No. 419, An act to exempt the John Burns Park of Milford from taxation. To the Committee on Ways and Means.

By Mr. Moreau of Manchester, House Bill No. 420, An act in relation to the procedure in an action for the conversion of property. To the Committee on Revision of the Statutes.

By Mr. Osgood of Pittsfield, House Bill No. 421, An act in amendment of section 43, chapter 79, as amended by laws of 1903, 1905, 1907, to protect the American osprey or fish hawk. To the Committee on Fisheries and Game.

By Mr. Osgood of Pittsfield, House Bill No. 422, An act relating to the preservation of ballots. To the Committee on Judiciary.

By Mr. Cutter of Jaffrey, House Bill No. 423, An act in amendment of section 17 of chapter 78 of the Session Laws of 1897 relating to the manner of voting. To the Committee on Judiciary.

By Mr. Cutter of Jaffrey, House Bill No. 424, An act amending chapter 36, Session Laws of 1907, relating to fish and game. To the Committee on Fisheries and Game.

By Mr. Clough of Manchester, House Bill No. 436, An act creating a school committee for the City of Manchester.

On motion of Mr. Hurd of Manchester, the rules were suspended and the bill referred to a special committee consisting of the delegation from the City of Manchester.

By Mr. Straw of Manchester, House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornadoes, hail and lightning. To the Committee on Insurance.

By Mr. Straw of Manchester, House Bill No. 438, An act in relation to city officials, commissioners, trustees

and other persons having control of the public funds of the City of Manchester. To the Committee on Judiciary.

By Mr. Straw of Manchester, House Bill No. 439, An act authorizing the creation of associations for coöperative credit under the supervision of the bank commissioners. To the Committee on Banks.

By Mr. Brown of Seabrook, House Bill No. 440, An act to license all power boats propelled by the use of steam, naphtha and gasoline. To the Committee on Revision of the Statutes.

By Mr. Wesley of Dover, House Bill No. 441, An act to re-establish and reorganize the state labor bureau. To the Committee on Labor.

By Mr. Hurd of Manchester, House Bill No. 442, An act to incorporate the Manchester Masonic Building Association. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 443, An act to provide for the probation of first offenders over seventeen years of age. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 444, An act in amendment of chapter 58 of the Laws of 1901, entitled "An act relative to sentences to the state prison," as amended by chapter 67 of the Laws of 1905. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 445, An act prescribing the time within which decrees of divorce shall become absolute. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 446, An act amending section 11 of chapter 108 of the Public Statutes as amended by section 2 of chapter 106 of the Laws of 1907, relating to duties of boards of health. To the Committee on Public Health.

By Mr. Stevens of Somersworth, House Bill No. 447, An act in amendment of chapter 112 of the Public Statutes in relation to the sale of spirituous and intoxicating liquor. To the Committee on Liquor Laws.

By Mr. Stevens of Somersworth, House Bill No. 448,

An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 449, An act relating to trespass on public highways and adjoining lands. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 450, An act in amendment of section 8 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905. To the Committee on Liquor Laws.

By Mr. Stevens of Somersworth, House Bill No. 451, An act in amendment of chapter 112 of the Public Statutes relating to the sale of intoxicating liquor providing for the sale of liquor by druggists for medicinal and sacramental purposes only. To the Committee on Liquor Laws.

By Mr. Stevens of Somersworth, House Bill No. 452, An act in amendment of chapter 93 of the Session Laws of 1905, entitled "An act in relation to political caucuses and conventions," as amended by chapter 145, Laws of 1907. To the Committee on Judiciary.

By Mr. Stevens of Somersworth, House Bill No. 453, An act to amend chapter 112 of the Public Statutes relating to the sale of spirituous and intoxicating liquor. To the Committee on Liquor Laws.

By Mr. Gale of Greenville, House Bill No. 454, An act to amend section 31 of chapter 95 of the Session Laws of 1903, as amended by chapter 127 of the Session Laws of 1907, relating to the traffic in intoxicating liquors. To the Committee on Liquor Laws.

By Mr. Gale of Greenville, House Bill No. 455, An act in relation to obstructions in the aisles of places of public resort. To the Committee on Revision of the Statutes.

By Mr. Gale of Greenville, House Bill No. 456, An act in relation to fire escapes. To the Committee on Judiciary.

By Mr. Pike of Hinsdale, House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.'" To the Committee on Revision of the Statutes.

By Mr. Burlingame of Berlin, House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

On motion of Mr. Ahern of Concord the rules were suspended, and the bill referred to a special committee consisting of the delegation from the City of Berlin.

(The Speaker in the chair.)

By Mr. Cutter of Jaffrey, House Bill No. 425, An act prohibiting the manufacture and sale of cigarettes. To the Committee on Public Health.

By Mr. Cutter of Jaffrey, House Bill No. 426, An act relating to the exemption from liability for injuries caused by negligence by special contract. To the Committee on Judiciary.

(Mr. Ahern of Concord in the chair.)

By Mr. Cutter of Jaffrey, House Bill No. 427, An act limiting the number of licenses in license cities and towns. To the Committee on Liquor Laws.

By Mr. Cutter of Jaffrey, House Bill No. 428, An act prohibiting the furnishing of free transportation by common carriers and providing for the necessary travelling expenses of state officers and agents. To the Committee on Judiciary.

By Mr. Lane of Pittsfield, House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire relating to the taxation of money on hand or at interest. To the Committeee on Ways and Means.

By Mr. Lane of Pittsfield, House Bill, No. 430, An act in amendment of section 10 of chapter 84 of the Public

Statutes relating to aid to soldiers. To the Committee on Military Affairs.

By Mr. Wesley of Dover, House Bill No. 431, An act relative to the hours of labor of workmen, mechanics and engineers. To the Committee on Labor.

By Mr. Wesley of Dover, House Bill No. 432, An act relative to medical practitioners. To the Committee on Public Health.

By Mr. Wesley of Dover, House Bill No. 433, An act relative to the issuance of death certificates by physicians not regularly in attendance before death. To the Committee on Public Health.

By Mr. Wesley of Dover, House Bill No. 434, An act for the better protection of human life in hotels and lodging-houses in case of fire. To the Committee on Judiciary.

By Mr. Lucier of Nashua, House Bill No. 435, An act to regulate the giving of free transportation over railroads. To the Committee on Judiciary.

By Mr. Weeks of Exeter, House Bill No. 459, An act to incorporate the Advent Christian Church of Exeter, New Hampshire. To the Committee on Judiciary.

By Mr. Bouchard of Berlin, House Bill No. 460, An act in amendment of chapter 67 of the Public Statutes in relation to laying out of highways. To the Committee on Judiciary.

By Mr. Alexander of Windham, House Bill No. 461, An act to regulate the hours of labor of telegraph and telephone operators on railroads. To the Committee on Judiciary.

By Mr. Hackett of Portsmouth, House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the City of Portsmouth. To the Committee on Revision of the Statutes.

By Mr. Alexander of Windham, House Bill No. 463, An act for the better protection of fish. To the Committee on Fisheries and Game.

By Mr. Alexander of Windham, House Bill No. 464,

An act protecting quail, ruffed grouse and partridges. To the Committee on Fisheries and Game.

By Mr. Lovering of Loudon, House Bill No. 465, An act in amendment of section 16 of chapter 79 of the Session Laws of 1901 as amended by an act entitled "An act amending chapter 79, Session Laws of 1901, relating to fish and game." Approved April 5, 1907. To the Committee on Fisheries and Game.

By Mr. Pratt of Sutton, House Bill No. 466, An act prohibiting fishing through the ice on Keyser lake and Guile pond. To the Committee on Fisheries and Game.

By Mr. Preston of New Hampton, House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society. To the Committee on Judiciary.

By Mr. Hett of Portsmouth, House Bill No. 468, An act in amendment of section 4 of chapter 207 of the Laws of 1907, in relation to the assessors of taxes in the City of Portsmouth. To the Committee on Judiciary.

By Mr. Putnam of Concord, House Bill No. 470, An act to establish a board of arbitration and conciliation. To the Committee on Judiciary.

By Mr. Horton of Piermont, House Bill No. 471, An act in relief of persons holding real estate on which there is a mortgage. To the Committee on Judiciary.

By Mr. Lee of Manchester, House Bill No. 472, An act to provide for the inspection and care of steam boilers and all steam generating apparatus and thereby prevent the loss of life and property. To the Committee on Judiciary.

By Mr. Fournier of Rollinsford, House Bill No. 473, An act to incorporate the Rollinsford Water and Sewer Company of Rollinsford, N. H. To the Committee on Judiciary.

By Mr. Wesley of Dover, House Bill No. 474, An act in amendment of chapter 92 of the Public Statutes relating to teachers in public schools. To the Committee on Education.

By Mr. Galligan of Dover, House Bill No. 475, An act making it the duty of parents and guardians to furnish medical attendance for sick children. To the Committee on Revision of the Statutes.

By Mr. Goodwin of Mason, House Bill No. 476, An act to repeal chapter 130 of the Public Statutes and other acts relating to fish and game commissioners and to fish and game. To the Committee on Fisheries and Game.

By Mr. Mason of Marlborough, House Bill No. 477, An act for the protection of sheep. To the Committee on Agriculture.

By Mr. Goodwin of Mason, House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes relating to the election of county commissioners. To the Committee on County Affairs.

By Mr. Goodwin of Mason, House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes relating to the powers of towns. To the Committee on Towns.

By Mr. Fairbanks of Dover, House Bill No. 480, An act to prevent inflammation of the eyes of the new-born babe, or so-called ophthalmia neonatorum. To the Committee on Public Health.

By Mr. Fairbanks of Dover, House Bill No. 481, An act to regulate the licensing and registration of physicians and surgeons. To the Committee on Public Health.

By Mr. Horton of Piermont, House Bill No. 482, An act to prohibit fishing on certain lands. To the Committee on Fisheries and Game.

By Mr. Sadler of Nashua, House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes. To the Committee on Revision of the Statutes.

By Mr. Huckins of Ossipee, House Bill No. 484, An act in amendment of chapter 97 of the Session Laws of 1905 entitled "An act for the protection of forests from fire." To the Committee on Forestry.

By Mr. Shackford of Conway, House Bill No. 485, An act to annex Hale's Location to the town of Conway. To the Committee on Towns.

By Mr. Newman of Hillsborough, House Bill No. 486, An act for the preservation of roads. To the Committee on Public Improvements.

By Mr. Goodwin of Mason, House Bill No. 487, An act to amend section 7, division 7, chapter 55, Public Statutes, as amended by chapter 94, Laws of 1899, providing for the taxation of automobiles as such. To the Committee on Ways and Means.

By Mr. Goodwin of Mason, House Bill No. 488, An act for the restoration of the waste lands of New Hampshire. To the Committee on Public Improvements.

By Mr. Musgrove of Hanover, House Bill No. 489, An act relating to petitions to the Legislature. To the Committee on Judiciary.

By Mr. Wilder of Gilsum, House Bill No. 490, An act in relation to telephone companies and their districts. To the Committee on Judiciary.

By Mr. Brown of Kensington, House Bill No. 491, An act to elect selectmen and assessors for the terms of three years. To the Committee on Judiciary.

By Mr. Carr of South Hampton, House Bill No. 492, An act relating to high school tuition in the town of South Hampton. To the Committee on Education.

By Mr. Carr of South Hampton, House Bill No. 493, An act to authorize and direct the selectmen of towns to cause to be printed in the annual report section 1, chapter 130 of the Session Laws of 1907, relating to the killing of deer. To the Committee on Fisheries and Game.

By Mr. Foss of Dover, House Bill No. 494, An act regulating the payment by savings banks of deposits on trust. To the Committee on Banks.

By Mr. Foss of Dover, House Bill No. 495, An act enlarging the power of savings banks. To the Committee on Banks.

By Mr. Foss of Dover, House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names. To the Committee on Banks.

By Mr. Lucier of Nashua, House Bill No. 497, An act relating to the taxation of insurance companies in amendment of Public Statutes, Chapter 65, sections 8 and 9. To the Committee on Ways and Means.

By Mr. Nelson of Winchester, House Bill No. 498, An act to provide for the forfeiture in certain cases of the franchise of corporations engaged in the generation or distribution of electricity for public uses. To the Committee on Judiciary.

By Mr. Gray of Jackson, House Bill No. 499, An act to prohibit the publication of unsigned political documents and advertisements. To the Committee on Judiciary.

By Mr. Hurd of Manchester, House Bill No. 500, An act to provide for the erection of a new state house in Manchester. To the Committee on Public Improvements.

By Mr. Clyde of Mason, House Bill No. 501, An act to provide for a bounty on foxes. To the Committee on Judiciary.

By Mr. Stevens of Landaff, House Bill No. 502, An act amending chapter 130, Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, relating to fish and game." To the Committee on Fisheries and Game.

By Mr. Stevens of Landaff, House Bill No. 503, An act relating to cattle shipped to and condemned in Massachusetts. To the Committee on Agriculture.

By Mr. Goodwin of Mason, House Bill No. 504, An act in amendment of sections 11 and 12 of chapter 60 of the Laws of 1891, and in repeal of section 13 of said chapter, which chapter is an act to prevent the destruction of sheep and other damages by dogs. To the Committee on Agriculture.

By Mr. Sawyer of Rye, House Bill No. 505, An act in relation to the law concerning public schools in the state of New Hampshire. To the Committee on Education.

By Mr. Felker of Rochester, House Bill No. 506, An act in amendment of section 17, chapter 78, Laws of 1897, relating to the preparation of the ballot by the voter and manner of voting. To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Co.," relating to its capital stock and powers. To the Committee on Judiciary.

By Mr. Felker of Rochester, House Bill No. 508, An act in amendment of Public Statutes, chapter 64, section 1, relating to the taxation of railroads. To the Committee on Ways and Means.

By Mr. Miller of Haverhill, House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners. To the Committee on Agriculture.

By Mr. Rollins of Alton, House Bill No. 510, An act in relation to payment for injury done by dogs to domestic animals. To the Committee on Judiciary.

By Mr. Lane of Pittsfield, House Bill No. 511, An act in amendment of section 1 of chapter 203 of the Public Statutes, relating to the rate of interest. To the Committee on Judiciary.

By Mr. Morrill of Canterbury, House Bill No. 512, An act to prohibit influencing people to make gifts. To the Committee on Revision of the Statutes.

By Mr. Locke of Laconia, House Bill No. 513, An act for the better protection of public libraries. To the Committee on Judiciary.

By Mr. Locke of Laconia, House Bill No. 514, An act providing for the establishment of traveling libraries. To the Committee on Judiciary.

By Mr. Locke of Laconia, House Bill No. 515, An act in amendment of section 9 of chapter 118 of the Laws of 1895, entitled "An act in amendment of chapter 8, sections 21 to 26 of the Public Statutes, relating to the establish-

ment and maintenance of free public libraries." To the Committee on Judiciary.

By Mr. Clough of Lebanon, House Bill No. 516, An act to abolish the board of railroad commissioners and to establish a public service commission. To the Committee on Judiciary.

By Mr. Emerson of Milford, House Bill No. 517, An act relating to negotiable instruments, being an act to establish a law uniform with the laws of other states on that subject. To the Committee on Judiciary.

By Mr. Payne of Derry, House Bill No. 518, An act amending chapter 79, Session Laws of 1901, relating to fish and game. To the Committee on Fisheries and Game.

(The Speaker in the chair.)

FORWARDING OF BILLS.

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

Taken from the table and ordered to a third reading.

On motion of Mr. French of Moultonborough, at 4.55 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READING.

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

Read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Emerson of Milford, at 5.06 o'clock the House adjourned.

WEDNESDAY, JANUARY 27, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Bailly of Manchester was granted leave of absence for the remainder of the week on account of sickness.

COMMITTEE REPORTS.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend paying corporations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 166, An act in amendment of section 1, chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been covered in another bill favorably reported by the committee.

The report was accepted and the resolution adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam in the Piscataqua River, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend the joint resolution by adding at the end thereof the following clause: "This joint resolution shall take effect upon its passage."

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 21, An act to incorporate the association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows, of Manchester, N. H., reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend by striking out all of section 3 and substituting therefor the following:

"SECT. 3. This act shall take effect upon its passage, except that it shall not take effect as to the transfer of the properties of and contracts of said association until the said association shall duly accept the provisions of this charter."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 69, An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Madden of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks, reported that the object desired could not be obtained under the General Laws and recommended that the bill be referred to the Committee on Incorporations.

The report was accepted and the bill referred to the Committee on Incorporations.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 56, An act

to exempt the District Nursing Association of the City of Manchester from taxation, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 125, An act to amend section 1 of chapter 11 of the Session Laws of 1899, relating to legal holidays, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 34, An act in amendment of section 7 of chapter 116 of the Public Statutes, in relation to the construction of public buildings, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 43, An act in amendment of section 22 of chapter 8 of the Public Statutes, in relation to the state and other public libraries, reported the same in a new draft, and the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed, and then referred to the Committee on Appropriations under the rules.

Mr. Barnard of Manchester, for the Committee on Judiciary, reported the following bill: House Bill No. 519, An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary

system consisting of two courts," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed, and then referred to the Committee on Appropriations under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 97, An act providing for the registration of resident hunters, reported the same with the following amendments and the recommendation that the bill as amended ought to pass.

SECT. 2. Amend by striking out the words "official exhibiting authority to require it," in the fifth and sixth lines, and inserting in place thereof the words, "persons requesting him so to do," so that the section as amended shall read as follows: "No permit shall be valid unless the signature of the person to whom it is issued is written thereon, and every such person shall at all times while hunting carry his permit with him and shall present the same for inspection to any person requesting him so to do."

SECT. 4. Striking out the word "five" and substituting the words "a sum not exceeding ten," so that said section shall read as follows: "The penalty for violating section 1 of this act shall be a sum not exceeding ten dollars for each offense and the act itself shall take effect on July 1st, 1909.

The report was accepted, the amendments adopted and the bill laid upon the table to be printed.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building," reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting after the word "other" in the eighth line and likewise after the word "other" in

the thirtieth line the words, "which may be terminated by the trustees of the state library or the Legislature":

SECTION 1. Section 6 of chapter 24 of the Laws of 1895 is hereby amended by adding at the end thereof the following clause: "Upon the removal of the New Hampshire Historical Society to its new building the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunction with each other, which may be terminated by the trustees of the state library or the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state," so that said section as amended shall read as follows:

"SECT. 6. The trustees of the state library are authorized to become the custodians for the state of collections of books, pamphlets, maps, and writings, and collections of a historical nature, by arrangement with associations or persons who may be the owners or lawful custodians thereof, whereby the public shall enjoy the benefit of using and consulting such collections in the state library upon such terms and under such regulations as may be agreed upon by the parties. Upon the removal of the New Hampshire Historical Society to its new building, the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunction with each other, which may be terminated by the trustees of the state library or the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state.

SECT. 2. This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill laid upon the table to be printed.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 30, An act to legalize and confirm the warrant for and the votes and proceedings at, the biennial election and meeting in South Hampton, held the third day of November, 1908, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 159, An act to make February 12th, 1909, a legal holiday, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rule.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 187, An act in relation to bank checks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 95, An act to incorporate the Raymond Electric Company, reported that the object desired could not be obtained under the General Law and recommended that the bill be referred to the Committee on Incorporations.

The report was accepted and the bill referred to the Committee on Incorporations.

On motion of Mr. Kellogg of Manchester, the order whereby House Bill No. 438, An act in relation to city officials, commissions, trustees and other persons having control of the public funds of the city of Manchester, was referred to the Committee on Judiciary, was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Manchester.

On motion of Mr. Toothaker of Berlin, the order whereby House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doings of the same, was referred to the Committee on Judiciary was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Berlin.

Mr. Haskell of Claremont moved that the order whereby House Bill No. 183, An act to enable the Union School District of the city of Keene to take certain land in said Keene for school purposes, was referred to the Committee on Education, be vacated and the bill be referred to the Committee on Judiciary.

The question being on the motion of Mr. Haskell,

(Discussion ensued.)

Mr. Madden of Keene moved to amend by referring the bill to a special committee consisting of the delegation from the city of Keene.

The amendment was accepted.

The question being on the motion as amended,

On a *viva voce* vote the motion prevailed.

On motion of Mr. Hollis of Concord, the order whereby House Bill No. 184, An act in amendment of the charter of the City of Concord, was referred to the Committee on Judiciary was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Concord.

On motion of Mr. Belanger of Manchester, the order whereby House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Co., was referred to the Committee on Judiciary, was vacated and the bill referred to the Committee on Insurance.

On motion of Mr. Philbrick of Portsmouth, the order whereby House Bill No. 468, An act in amendment of section 4 of chapter 207 of the Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth, was referred to the Committee on Judiciary, was vacated, the rules suspended and the bill referred to a special committee consisting of the delegation from the city of Portsmouth.

On motion of Mr. Doe of Somersworth, the order whereby House Bill No. 291, An act to authorize the city of Somersworth to exempt certain property from taxation, was referred to the Committee on Ways and Means, was vacated and the bill referred to the Committee on Judiciary.

On motion of Mr. Preston of New Hampton,—

Resolved, That the use of Representatives' Hall be granted to the temperance people of this House and the city of Concord for a public lecture by Assistant Attorney-General C. W. Trickett of Kansas City, Kansas, Tuesday evening, February 9, 1909, at 8 o'clock p. m.

On motion of Mr. French of Moultonborough,—

Resolved, That the Committee on Appropriations be authorized to procure a suitable room for its sessions and its public hearings.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill:

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

On motion of Mr. Woodbury of Woodstock, at 12 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend paying corporations.

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting in South Hampton held the third day of November, 1908.

House Bill No. 21, An act to incorporate the Association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows, of Manchester, N. H.

House Bill No. 69, An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 159, An act to make February 12, 1909, a legal holiday.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

Mr. Buffum of Winchester moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Buffum,

(Discussion ensued.)

Mr. Buffum withdrew his motion, and subsequently, on the motion of the same gentleman, the bill was laid upon the table and made a special order for Wednesday, February 3, at 11.05 o'clock.

On motion of Mr. French of Moultonborough, at 3.16 o'clock the House adjourned.

THURSDAY, JANUARY 28, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Merrill of Thornton was granted leave of absence for the remainder of the week on account of sickness.

COMMITTEE REPORTS.

Mr. Barron of Carroll for the Committee on Revision of the Statutes, to whom was referred House Bill No 115, An act to restrict the use of firearms, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 1, Joint resolution in favor of John Coughlan, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and fifty-eight-hundredths dollars, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted, and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Ahern of Concord, for the Committee on Railroads, to whom was referred House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hoskins of Lisbon, for the Committee on Railroads, to whom was referred House Bill No. 138, An act to extend the charter of the Meredith & Ossipee Valley Rail-

road Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Bickford of Manchester, for the Committee on Railroads, to whom was referred House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Newton of Dover, for the Committee on Railroads, to whom was referred House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Chaplin of Fitzwilliam, for the Committee on Railroads, to whom was referred House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Cutter of Jaffrey, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, for providing for the repair and custody of Union Hall in Jaffrey, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled "An act to incorporate the Manchester Women's

Aid and Relief Society,'' reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election in the town of Monroe at a meeting held on the third day of November, 1908, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 23, entitled An act to establish the Penacook Union School District, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 141, entitled An act to annex the homestead of Horace B. Annis to the Union School District of the City of Concord, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 37, An

act to protect pigeons or doves, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic Ocean, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Toothaker of Berlin, for the special committee consisting of the Berlin delegation, to whom was referred House Bill No. 40, An act to authorize the City of Berlin to exempt certain property from taxation and ratify the doing of the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dinsmoor of Laconia, for the Committee on School for Feeble-Minded, to whom was referred House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Keenan of Dover, for the Committee on Military Affairs, to whom was referred House Joint Resolution

No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and hospital corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Toothaker of Berlin, for the Committee on Public Health, to whom was referred House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Belanger of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 25, An act amending sections 1 and 8 of chapter 126 of the Laws of 1907, entitled "An act authorizing and enabling towns and precincts to construct, manage, maintain and own water works, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fairbanks of Dover, for the Committee on Public Health, reported the following entitled bill: House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Weston of Derry, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 182, An act to provide for a revision of the General and Pub-

lic Statutes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Clyde of Hudson, for the Committee on Revision of the Statutes, to whom was referred House Joint Resolution No. 24, Joint resolution for the placing of buoys and removing of obstacles to navigation in the Connecticut River, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Toothaker of Berlin, for the Committee on Public Health, reported the following entitled bill: House Bill No. 521, An act to provide for sanitary inspections, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Clough of Lebanon, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 53, An act in amendment of section 7 of chapter 31 of the Laws of 1893, relating to a catalogue of the state library, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 160, An act in relation to the salary of the register of probate of Coös County, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 98, An act for the better protection of public burying grounds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 34, Joint resolution in favor of the town of Milton, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 314, An act to amend chapter 195 of the Public Statutes, relating to the husband or wife, surviving, in the estate of the deceased husband or wife, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keenan of Dover, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 11, Joint resolution to provide state pay for soldiers of the Second N. H. Regiment who attended the U. S. camp of instruction at Pine Plains, N. Y., in the year 1908, reported the same with the following resolution:

Resolved, That the joint resolution be indefinitely postponed, the subject-matter being covered by another joint resolution favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Lucier of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 233, An act prohibiting the sale of diseased horses at public auction, reported the same in a new draft and with a new title and with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read

a first and second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 185, An act to regulate the use of motor boats, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 3 by striking out the words "lake, ponds or rivers" in the fourth line thereof, and inserting in place thereof the word "waters," so that said section as amended shall read as follows: "SECT. 3. After the filing by said board of a copy of its general orders and regulations or of any amendment or revision thereof, as specified in the preceding section, no person shall run or cause to be run upon any of the waters in this state subject to state regulation any boat or vessel propelled by an engine operated by the combustion within the cylinder of gas, gasolene, or other explosive fluid, without causing the exhaust from said engine to be discharged below the water line or through a muffler or other appliance for reducing the sound, of a design and capacity approved by special order or by such general rules or regulations of the Board of Motor Boat Inspectors, or such amendments or revisions thereof filed as aforesaid."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Woman's Christian Temperance Union from taxation, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill referred to the Committee on Judiciary.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 94. An act in amendment of section 2, chapter 51 of the Public Statutes,

relating to public cemeteries and parks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 38, Joint resolution authorizing the governor and council to expend funds in emergencies and providing for temporary loans, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lucier of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 210, An act regulating the sentencing of persons convicted of misdemeanors, and providing for their parole, when confined in county houses of correction, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 72, An act enabling the school district of the town of Monroe to make contracts with certain towns or institutions out of the state for furnishing instruction to pupils of high school grade, reported the same with the recommendation that the bill be referred to the Committee on Education.

The report was accepted and the bill referred to the Committee on Education.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 245, An act in amendment of section 16 of chapter 150 of the Public Statutes, relating to annual returns of corporations, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates, reported the same in a new draft and with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, reported the following entitled bill: House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 140, An act authorizing the exemption from taxation of the property of the Orford Social Library, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill referred to the Committee on Judiciary.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill referred to the Committee on Judiciary.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred Senate Bill No. 5, An act

relating to the salary of the solicitor of the County of Rockingham, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill laid upon the table to be printed.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 181, An act providing for the liability for damages of owners or lessees of automobiles in certain cases, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Stevenson of Exeter the bill was laid upon the table and made a special order for Wednesday, February 3, at 11.10 o'clock a. m.

BILL FORWARDED.

House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad.

Taken from the table.

On motion of Mr. Woodbury of Woodstock the rules were suspended and the bill recommitted to the Committee on Railroads.

Mr. Locke of Hinsdale gave notice that on Tuesday next he should move to reconsider the vote whereby the report of the Committee on Revision of the Statutes that it was inexpedient to legislate on House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors was adopted.

On motion of Mr. Belanger of Manchester, the order by which House Bill No. 304, An act to regulate passenger fares on street railways in cities of 25,000 or more population was referred to the Committee on Railroads was vacated and the bill referred to the Committee on Judiciary.

On motion of the same gentleman, the order whereby House Bill No. 326, An act to require street railway companies to sprinkle streets was referred to the Committee on

Railroads was vacated and the bill referred to the Committee on Judiciary.

On motion of Mr. Hill of Concord, the order whereby House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association was referred to the Committee on Ways and Means was vacated and the bill referred to the Committee on Judiciary.

Mr. Wagner (Adolph) of Manchester gave notice that on next Tuesday he should offer a resolution amending the rules of the House regarding printed bills being laid upon the table for 24 hours before being in order for a third reading.

On motion of Mr. French of Moultonborough, the clerk of the House was directed to procure 500 copies of the detailed statement of expenditures, namely salaries, standing appropriations and unexpended balances, authorized by existing statutes—and specifying the particular statute in each expenditure—made by the state treasurer to the Committee on Appropriations in response to the request for the same by the chairman of said committee as follows:

THE STATE OF NEW HAMPSHIRE.

OFFICE OF STATE TREASURER.

CONCORD, January 28, 1909.

HON. JAMES E. FRENCH, *Chairman Appropriations Committee, House of Representatives.*

DEAR SIR:—In response to your request, I have the honor to transmit herewith, a statement of the amounts paid out of the treasury under existing statutes for each department of the state government and state institutions for the fiscal year ending August 31, 1908; citing the statute authorizing the payment.

The statement also includes the appropriations for cer-

tain institutions dependent upon biennial appropriations for their maintenance; and also certain other expenses which do not appear in treasurer's report of September 1, 1908, but which will appear in report of September 1, 1909.

Yours very respectfully,

SOLON A. CARTER,

State Treasurer.

STATEMENT OF EXPENDITURES AUTHORIZED BY EXISTING STATUTES.

	Amount.	Authority.	Paid for the fiscal year 1907–8.
Executive Department:			
Salary of Governor*	$2,000.00	Chap. 286, Pub. Stat.	$2,000.00
Salary of Governor Secretary	Unlimited.	" 148, P. L., 1901	800.00
Honorable Council	Per diem and expenses.	" 110, P. L., 1905	3,929.85
Printing	Unlimited.	" 84, P. L., 1901	104.28
Incidentals	Unlimited,	" 74, P. L., 1901	115.60
Contingent Fund	1,000.00	" 286, Pub. Stat.	1,000.00
			$7,949.73
Secretary's Department:			
Salary of Secretary	3,000.00	Chap. 65, P. L., 1901	$3,000.00
Salary of Deputy Secretary	1,200.00	" 1, P. L., 1893	1,100.00
Indexing records	1,000.00	" 123, P. L., 1901	1,000.00
Indexing Prov. Records	Unlimited.	" 151, P. L., 1901	1,617.59
Printing (including inventory blanks)	Unlimited.	" 84, P. L., 1901	1,049.43
Incidentals	Unlimited.	" 74, P. L., 1901	1,817.51
			$9,584.53
Treasury Department:			
Salary of Treasurer	2,500,00	Chap. 56, P. L., 1901	$2,500.00
Salary of Deputy Treasurer	1,200.00	" 286, Pub. Stat.	1,200.00
Clerical expenses	1,000.00	" 286, Pub. Stat.	1,000.00
Compiling financial statement	200.00	" 16, Pub. Stat.	200.00
Auditing Treasurer's accounts	200.00	" 16, Pub. Stat.	200.00
Printing	Unlimited.	" 84, P. L., 1901	470.03
Incidentals	Unlimited.	" 74, P. L., 1901	211.83
Bonds of Treasurer and Deputy	Unlimited.	" 141, P. L., 1899	205.00
			$5,986.86

* Chap. 90, P. L., 1907, fixes governor's salary at $3,000.

Expenses Legacy Tax Law:			
Clerical expenses	$2,100.00	Chap. 138, P. L., 1907	$2,100.00
Copies of wills, etc	Unlimited.	" 40, P. L., 1905	907.75
Expense	Unlimited.	" 40, P. L., 1905	290.05
Printing	Unlimited.	" 84, P. L., 1901	154.38
Incidentals	Unlimited.	" 74, P. L., 1901	128.41
			$3,580.59
Adjutant-General's Department:			
Salary of the Adjutant General.	1,500.00	Chap. 103, P. L., 1893	$1,500.00
Salary of Clerk	500.00	" 286, Pub. Stat.	500.00
Printing	Unlimited.	" 84, P. L., 1901	708.35
Incidentals	Unlimited.	" 74, P. L., 1901	465.54
			$3,173.89
Superintendent Public Instruction Department:			
Salary of Superintendent	2,500.00	Chap. 286, Pub. Stat.	$2,500.00
Salary of Clerk	1,000.00	" 36, P. L., 1895	1,000.00
Printing	Unlimited.	" 84, P. L., 1901	709.92
Incidentals	Unlimited.	" 74, P. L., 1901	1,609.58
Expenses of Superintendent	150.00	" 58, P. L., 1905	130.13
Transportation	Unlimited.	" 79, P. L., 1907	110.00
Truant Officer	Unlimited.	" 61, P. L., 1901	1,510.14
			$7,569.77

	Amount.	Authority.	Paid for the fiscal year 1907-8.
Insurance Department:			
Salary of Commissioner	$2,000.00	Chap. 167, Pub. Stat.	$2,000.00
Salary of Clerk	1,000.00	" 167, Pub. Stat.	1,000.00
Printing	Unlimited.	" 84, P. L., 1901	1,285.15
Incidentals	Unlimited.	" 74, P. L,, 1901	639.31
			$4,924.46
Supreme Court:			
Salaries of Justices	20,200.00	Chap. 107, P. L.,1905	$20,166.67
Salary of Clerk	Fixed by Justices.	" 78, P. L., 1901	500.00
Salary of State Reporter	1,800.00	" 7, P. L., 1903	1,800.00
Expenses of Justices	Unlimited.	" 78, P. L., 1901	583.11
Messenger	Fixed by Justices.	" 78, P. L., 1901	200.00
Incidentals	Unlimited.	" 74, P. L., 1901	541.18
Transportation	Unlimited.	" 79, P. L., 1907	90.00
			$23,880.96
Superior Court:			
Salaries of Justices	20,200,00	Chap. 107, P. L., 1905	$20,233.33
Expenses of Justices	Unlimited.	" 78, P. L., 1901	1,871.39
Incidentals	Unlimited.	" 74, P. L., 1901	90.21
Transportation	Unlimited.	" 79, P. L., 1907	230.00
			$22,424.93
Attorney General's Department:			
Salary of Attorney General	2,500.00	Chap. 286, Pub. Stat.	$2,500.00
Printing	Unlimited.	" 84, P. L., 1901	
Incidentals	Unlimited.	" 74, P. L., 1901	273.94
Enforcement of Liquor Law	1,200.00	" 117, P. L., 1905	182.00
			$2,955.94

Probate Court—Salaries of Judges:			
Rockingham County	$1,200.00	Chap. 49, P. L., 1903	$1,200.00
Strafford County	800.00	" 50, P. L., 1903	800.00
Belknap County	600.00	" 129, P. L., 1903	600.00
Carroll County	700.00	" 90, P. L., 1903	700.00
Merrimack County	1,200.00	" 53, P. L., 1903	1,200.00
Hillsborough County	2,000.00	" 32, P. L., 1899	2,000.00
Cheshire County	900.00	" 14, P. L., 1907	900.00
Sullivan County	600.00	" 100, P. L., 1903	600.00
Grafton County	1,000.00	" 98, P. L., 1903	1,000.00
Coos County	900.00	" 95, P. L., 1905	900.00
			$9,900.00
Salaries of Registers and Deputies:			
Register in Rockingham County	$1,200.00	Chap. 58, P. L., 1897	$1,200.00
Deputy Register in Rockingham County	500.00	" 88, P. L., 1907	500.00
Register in Strafford County	1,000.00	" 52, P. L., 1903	1,000.00
Register in Belknap County	600.00	" 129, P. L., 1903	600.00
Register in Carroll County	600.00	" 13, P. L., 1907	600.00
Register in Merrimack County	1,200.00	" 18, P. L., 1893	1,200.00
Deputy Register in Merrimack County	500.00	" 88, P. L., 1907	500.00
Register in Hillsborough County	1,500.00	" 18, P. L., 1893	1,500.00
Deputy Register in Hillsborough County	800.00	" 88, P. L., 1907	766.66
Register in Cheshire County	600.00	" 46, P. L., 1903	600.00
Register in Sullivan County	600.00	" 27, P. L., 1905	600.00
Register in Grafton County	1,000.00	" 59, P. L., 1907	1,000.00
Register in Coos County	700.00	" 51, P. L., 1903	700.00
			$10,766.66

	Amount.	Authority.	Paid for the fiscal year 1907-8.
State Library:			
Salary of Librarian	Fixed by Trustees.	Chap. 8, Pub. Stat.	$2,500.00
Librarian's Assistants	" "	" 31, P. L., 1893	2,776.26
Expenses of Trustees	Unlimited.	" 8, Pub. Stat.	141.58
Printing	"	" 84, P. L., 1901	105.93
Books	Indefinite.	" 8, Pub. Stat.	
		" 24, P. L., 1895	
		" 12, P. L., 1897	5,054.94
Binding	"	Chaps. 8 P. S. 24 P.L. 95 & 12 P. L. 97	1,180.30
Periodicals	"	" " "	619.75
Maintenance, Building	Unlimited.	Chap. 11, P. L., 1893	2,724.79
" Library	Indefinite.	" 8, P.S. & P.L.,'93	1,170.23
			$16,273.78
State House:			
Salary of Janitor	$650.00	Chap. 7, Pub. Stat.	$650.00
" " Watchmen	1,300.00	" 7, Pub. Stat.	1,300.00
Lighting	Unlimited.	" 7, Pub. Stat.	569.48
Water	"	" 7, Pub. Stat.	40.95
Fuel	"	" 7, Pub. Stat.	780.69
Furniture	"	" 7, Pub. Stat.	1,355.23
Repairs	"	" 7, Pub. Stat.	890.91
Miscellaneous	"	" 7, Pub. Stat.	643.86
			$6,231.12

State Hospital:*			
Support Indigent Insane	$6,000.00	Chap. 10, Pub. Stat.	$7,000.00
Support Convict Insane	Unlimited.	" 10, Pub. Stat.	10,532.13
Support Twenty-year Patients	Unlimited.	" 10, Pub. Stat.	6,057.73
Support Dependent Insane	Unlimited.	" 61, P. L., 1903	115,071.03
Library	$100.00	" 10, Pub. Stat.	100.00
			$138,760.89
Fish and Game Commissioners:†			
Salary of Commissioners	$2,600.00	Chap. 11, P. L., 1903	$2,566.67
Expenses of Commissioners	Unlimited.	" 11, P. L., 1903	1,333.61
Printing	Unlimited.	" 84, P. L., 1901	109.93
Incidentals	Unlimited.	" 74, P. L., 1901	120.43
Game Detectives	Appropriated from fines and forfeitures.	" 36, P. L., 1907	1,057.10
General Expenses	Unlimited.	" 79, P. L., 1901	3,280.92
Transportation	Unlimited.	" 79, P. L., 1907	160.00
			$8,628.66
Railroad Commissioners:			
Salaries of Commissioners	$6,700.00	Chap. 155, Pub. Stat.	$6,700.00
Office Expenses	Unlimited.	" 155, Pub. Stat.	230.00
Printing	Unlimited.	" 84, P. L., 1901	1,147.93
Miscellaneous Expenses	$1,000.00	" 155, Pub. Stat.	999.76
			‡$9,077.69

* Owing to change in the fiscal year, see Chap. 98, P. L., 1907, payments covering 14 months are shown in the report for 1907-'08.

† Under the provisions of Chap. 36, P. L., 1907, the sum of $19,404.74, received from fines and forfeitures, is available for use of the commission.

‡ This amount is assessed to the Railroad Corporations and is not charged to expense account by the state treasurer.

	Amount.	Authority.	Paid for the fiscal year 1907–8.
Bank Commissioners:			
Salaries of Commissioners	$7,500.00	Chap. 80, P. L., 1903	$7,500.00
Salary of Clerk	1,000.00	" 79, P. L., 1903	1,000.00
Expenses of Commissioners	Unlimited.	" 162, Pub. Stat.	820.08
Office Expenses	Unlimited.	" 162, Pub. Stat,	460.30
Incidentals	Unlimited.	" 74, P. L., 1901	130.14
Printing	Unlimited.	" 84, P. L., 1901	1,111.03
Transportation	Unlimited.	" 79, P. L., 1907	250.00
			$11,271.55
Board of Agriculture:			
Salary of Secretary	$1,500.00	Chap. 12, Pub. Stat.	$1,500.00
Expenses of Board	Unlimited.	" 12, Pub. Stat.	1,095.82
Printing	Unlimited.	" 84, P. L., 1901	83.75
Incidentals	Unlimited.	" 74, P. L., 1901	54.13
Immigration Dept	$3,000.00	" 96, P. L., 1905	2,516.95
Nursery Inspection	300.00	" 43, P. L., 1903	67.87
Fertilizer Analyses	Amt. of Fees.	" 43, P. L., 1901	1,576.85
Feed Stuff "	Amt. of Fees.	" 35, P. L., 1901	117.74
			$7,013.11
Contagious Diseases of Cattle:			
Cattle Killed and Expenses	$10,000.00	Chap. 113, Pub. Stat.	$9,975.43
Printing	Unlimited.	" 84, P. L., 1901	30.62
Incidentals	Unlimited.	" 74, P. L., 1901	6.62
			$10,012.67

Board of Equalization:			
Salary of Secretary	$600.00	Chap. 63, Pub. Stat.	$580.00
Expenses of Board	Unlimited.	" 63, Pub. Stat.	468.82
Printing	Unlimited.	" 84, P. L., 1901	134.65
			$1,183.47
Labor Bureau:			
Salary of Commissioner	$1,500.00	Chap. 48, P. L., 1893	$1,500.00
Expenses	Unlimited.	" 48, P. L., 1893	1,085.40
Printing	Unlimited.	" 84, P. L., 1901	25.30
Incidentals	Unlimited.	" 74, P. L., 1901	79.05
Transportation	Unlimited.	" 79, P. L., 1907	10.00
			$2,699.75
Forestry Commission:			
Salary of Secretary	$1,000.00	Chap. 44, P. L., 1893	$1,000.00
Expenses of Commission	Unlimited.	" 44, P. L., 1893	23.43
Printing	Unlimited.	" 84, P. L., 1901	418.79
			$1,442.22
State Board of Health:			
Salaries and Expenses	$3,500.00	Chap. 107, Pub. Stat.	$3,330.01
Printing	Unlimited.	" 84, P. L., 1901	153.01
Incidentals	Unlimited.	" 74, P. L., 1901	70.00
			$3,553.02

	Amount.	Authority.	Paid for the fiscal year 1907–8.
Board of Charities and Corrections:			
Salaries, Secretary and Clerk	$2,000.00	Chap. 50, P. L., 1901	$1,800.00
Printing	Unlimited.	" 84, P. L., 1901	26.00
Incidentals	Unlimited.	" 74, P. L., 1901	125.06
Expenses, Members of Board and Office	Unlimited.	" 50, P. L., 1901	343.69
			$2,294.75
Military Organizations:			
N. H. National Guard	$35,000.00	Chap. 69, P. L., 1903	$13,586.09
Rifle Ranges	$50, each company.	" 53, P. L., 1901	1,100.00
Officers Uniforms	$25, each officer.	" 140, P. L., 1907	2,800.00
Amoskeag Veterans	$100.00	" 211, P. L., 1881	100.00
Manchester War Veterans	100.00	" 248, P. L., 1881	100.00
Lafayette Artillery Company	100.00	" 44, P. L., 1883	100.00
			$17,786.09
Interest:			
Interest on Fiske Legacy	.....	Chap. 57, P. L., 1895	$1,055.14
Interest on Kimball Legacy	.....	" 57, P. L., 1895	270.14
Interest on Agricultural College Fund	.....	" 11, Pub. Stat.	4,800.00
Interest on H. Smith Fund	.....	" 42, P. L., 1899	400.00

Interest on Benjamin Thompson Fund		Chap. 12, P. L., 1891	$28,347.66
Interest on Benjamin Thompson State Trust Fund		" 12, P. L., 1891	$3,077.45
Interest on Teachers' Institute Fund		" 57, P. L., 1895	2,381.17
Coupon and Interest on Registered Bonds		" 16, Pub. Stat.	24,157.50
			$64,489.06
Industrial School :			
Annual Appropriation	$6,000.00	Chap. 284, Pub. Stat.	$6,000.00
Board of Pupils	Unlimited.	" 133, P. L., 1907	14,672.83
Printing	Unlimited.	" 84, P. L., 1901	
			$20,672.83
Normal School :			
Annual Appropriation	$25,000.00	Chap. 59, P. L., 1903	$25,000.00
Expenses of Trustees	Unlimited.	" 95, Pub. Stat.	322.34
			$25,322.34
State Prison :*			
Salary of Warden	$2,000.00	Chap. 286, Pub. Stat.	$2,000.00
Deficiency Current Expenses	Unlimited.	" 49, P. L., 1907	3,738.62
Printing	Unlimited.	" 84, P. L., 1901	24.14
			$5,762.76
Deaf, Dumb and Blind	14,000.00†	Chap. 106, P. L., 1905	12,925.00
Agricultural College	3,000.00	" 11, Pub. Stat.	3,000.00
Laboratory of Hygiene	5,000.00	" 26, P. L., 1903	5,089.06
Commissioners of Lunacy	1,200.00	" 10, Pub. Stat.	591.40
State Historian	Unlimited.	" 123, P. L., 1881	2,902.40
Commissioners of Pharmacy	$375.00 and expenses.	" 68, P. L., 1899	793.27

† Of this sum $150.00 is appropriated to the Granite State Deaf Mute Mission.

* For further appropriations see page 29.

	Amount.	Authority.	Paid for the fiscal year 1907-'08.
Public Printing Commission	Unlimited.	Chap. 84, P. L., 1901	$630.71
Protection Public Rights	Unlimited.	" 21, P. L., 1901	103.62
Board of Registration of Dentistry	Unlimited.	" 113, P. L., 1903	331.31
Bounty on Bears	Unlimited.	" 121, P. L., 1895	245.00
Bounty on Grasshoppers	Unlimited.	" 118, Pub. Stat.	152.50
Steamboat Inspectors	Unlimited.	" 119, Pub. Stat.	122.35
Auditing Printers' Accounts	$400.00	" 38, P. L., 1899	400.00
Firemen's Relief Fund	2,000.00	" 64, P. L., 1899	2,000.00
Firemen's Relief Fund	2,000.00 conditional.	" 128, P. L., 1903	
Granite State Dairymen's Association	700.00	" 12, P. S. & 154 P. L. 1907	700.00
N. H. Horticultural Society	300.00	" 78, P. L., 1903	300.00
N. H. Historical Society	500.00	" 8, Pub. Stat.	500.00
Unclaimed Savings Bank Deposits	Indefinite.	" 162, Pub. Stat.	2,686.21
Expenses Automobile Law	Unlimited.	" 86, P. L., 1905	801.46
Medical Referees (for printing)	Unlimited.	" 134, P. L., 1903	32.26
Legacy Tax Refunded	Indefinite.	" 68, P. L., 1907	92.83
Indexing Vital Statistics	Unlimited.	" 127, P. L., 1901	1,565.15
Advertising other than Laws	Unlimited.	" 6, Pub. Stat.	141.54
Free Public Libraries	Indefinite.	" 8, Pub. Stat.	91.95
Benjamin Thompson State Trust Fund	3,000.00	" 12, Pub. Stat.	3,000.00
Grand Army of the Republic, printing	300.00	" 80, P. L., 1899	374.64
State Printing (purchase of stock)	Unlimited.	" 84, P. L., 1901	951.29

Lights and Buoys:			
Winnipesaukee	$1,100.00*	Chap. 129, P. L., 1905	$1,165.11
Sunapee Lake	300.00*	" 129, P. L., 1905	420.56
Squam Lake	200.00*	" 129, P. L., 1905	217.35
Winnesquam Lake (annually for 10 years)	65.00	" 164, P. L., 1907	65.00
			$1,868.11
School Fund:			
School Fund	$25,000.00*	Chap. 77, P. L., 1899	$34,207.49
High School Tuition	8,000.00	" 89, P. L., 1905	$8,000.00

* By the act quoted, unexpended balances were available.

THERE ARE UNEXPENDED BALANCES OF THE FOLLOWING SPECIFIC APPROPRIATIONS AVAILABLE JANUARY 27, 1909.

	Amount.	Authority.	Balance.
Epidemic Fund	$5,000.00	Chap. 110, Pub. Stat.	
	10,000.00	" 30, P. L., 1893	
	$15,000.00		$9,204.03
State Prison Special Repairs	$2.500.00	Chap. 49, P. L., 1907	
	226.56	Balance former appr.	
	$2,726.56		954.23
Prisoners Aid Association	400.00	Chap. 120, P. L., 1881	46.72
State Armories	55,000.00	" 171, P. L., 1907	29,792.25
Battleship New Hampshire Silver Service		" 153, P. L., 1907	201.28
Moth Extermination	25,000.00	" 147, P. L., 1907	5,046.03
N. H. State Hospital (construction)	350,000.00	Two bond issues.	6,619.98
Highway Department ($125,000 annually for 6 years, to 1910)	750,000.00	Chap. 35, P. L., 1905	275,161.43
Sanatorium for Consumptives	50,000.00	" 92, P. L., 1905	19,646.82
School Fund	10,000.00	" 115, P. L., 1907	
Balance Supervisory Fund	14,252.51	" 77, P. L., 1899	
	$24,252.51		3,681.76

THE FOLLOWING NAMED INSTITUTIONS HAVE DEPENDED UPON BIENNIAL APPROPRIATIONS.—THE AMOUNTS APPROPRIATED IN 1907 WERE AS FOLLOWS:

	Amount.	Authority.	Appropriation.
Soldiers' Home (for two years)		Chap. 166, P. L., 1907	$30,000.00
School for Feeble Minded:			
Dormitory	$28,000.00	Chap. 165, P. L., 1907	
Maintenance	32,000.00	Chap. 160, P. L., 1907	60,000.00
State Prison:			
Salary of Chaplain	$1,000 annually.	Chap. 49, P. L,, 1907	
Library	200 annually.	Chap. 49, P. L., 1907	
Special repairs	2,500	Chap. 49, P. L., 1907	4,900.00

Special appropriations have been made to the following institutions; the amounts appropriated in 1907 were as follows:

	Authority.	Appropriation.
Industrial School	Chap. 171, P. L., 1907	$27,500.00
Agricultural College	Chap. 156, P. L., 1907	44,000.00
Dartmouth College	Chap. 158, P. L., 1907	20,000.00

There will be demands under existing statutes on the following accounts:

Legislature	
Pay roll	Chap. 286, Pub. Stat.
Transportation	" 79, P. L., 1907
Mileage	" 79, P. L., 1907
Printing	" 84, P. L., 1901
Publishing laws in newspapers	" 5, Pub. Stat.
Consolidated reports	" 84, P. L., 1901
Clerks of Senate	" 84, P. L., 1895
Clerks of House	" 84, P. L., 1895
Engrossing bills	" 64, P. L., 1893
Manuals	" 15, Pub. Stat.
Australian Ballot	" 78, P. L., 1897
Highways to Public Waters	" 70, Pub. Stat.
State Law Reports	" 214, Pub. Stat.
Presidential Electors	" 37, Pub. Stat.
Abatement of State Tax	" 251, P. L., 1907

On motion of Mr. Hill of Concord at 12.15 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. O'Neill of Walpole, the bill was laid upon the table and made a special order for Wednesday, February 3, at 11.15 o'clock.

House Bill No. 23, An act to establish the Penacook Union School District.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams."

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic ocean.

House Bill No. 37, An act to protect domestic pigeons or doves.

House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election in the town of Monroe at a meeting held on the third day of November, 1908.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway.

House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company.

House Bill No. 138, An act to extend the charter of the Meredith & Ossipee Valley Railroad Company.

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled "An act to incorporate the Manchester Women's Aid and Relief Society."

House Bill No. 196, An act to amend the charter of the Concord, Dover & Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth & Rochester Street Railway.

House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its Clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill:

House Bill No. 21, An act to incorporate the association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows, of Manchester, N. H.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill, No. 9, An act in amendment of an act passed at the January session, 1907, entitled "An act in reference to pawnbrokers."

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

Mr. Wason of Nashua gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the report of the Committee on Revision of the Statutes that it was inexpedient to legislate on House Bill No. 25, An act amending sections 1 and 8 of chapter 126 of the Laws of 1907, entitled "An act authorizing and enabling towns and precincts to construct, manage, maintain and own water works," was adopted.

On motion of Mr. Ahern of Concord,—

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock, and that when it adjourns tomorrow morning it be to meet on Monday evening at 8 o'clock.

On motion of Mr. Wallace of Canaan, at 3.35 o'clock the House adjourned.

FRIDAY, JANUARY 29, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

The following communication was read by the clerk:

CONCORD, N. H., January 28, 1909.

Mr. Wm. J. Ahern, Concord, N. H.:

Dear Sir:—I shall be unable to be present at the session

Friday morning. Will you kindly preside for me, and oblige,

Yours respectfully,

WALTER W. SCOTT,
Speaker.

COMMITTEE REPORTS.

Mr. Foss of Dover, for the Committee on Insurance, reported the following entitled bill:

House Bill No. 523, An act in amendment of section 7, chapter 167 of the Public Statutes, relating to the employment of clerks and other assistants in the insurance department, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Joyal of Manchester, for the Committee on Insurance, reported the following entitled bill:

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, reported the following entitled bill:

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations, in the use of their name or emblems and providing penalties for the violation thereof, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

The following bills sent down from the Honorable Sen-

ate were read a first and second time and referred as follows:

Senate Bill No. 9, An act in amendment of an act passed at the January session, 1907, entitled "An act in reference to pawnbrokers." To the Committee on Revision of the Statutes.

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars. To the Committee on Public Health.

On motion of Mr. Snyder of Webster, at 9.48 o'clock the House adjourned.

MONDAY, FEBRUARY 1, 1909.

The House met at 8 o'clock, according to adjournment.

On motion of Mr. Dow of Laconia, at 8.01 o'clock the House adjourned.

TUESDAY, FEBRUARY 2, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Libby of Gorham was granted leave of absence for the week on account of important business.

Mr. Clark of Acworth was granted leave of absence for the week on account of sickness.

PETITIONS PRESENTED.

By Mr. Lowe of Antrim, petition of the citizens of Antrim, praying for more stringent regulations against the sale of intoxicating liquor. Presented and referred to the Committee on Liquor Laws.

By Mr. Kimball of Atkinson, petition of citizens of Rock-

ingham County against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

By Mr. M. H. Richardson of Littleton, petition of citizens of Grafton County against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

By Mr. Brown of Concord, petition of citizens of Merrimack County against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

By Mr. Toothaker of Berlin, petition of citizens of the state against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

By Mr. Gale of Greenville, petition of citizens of Hillsborough County against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

By Mr. Clough of Lebanon, petition of citizens of the state against the passage of House Bill No. 60, entitled "An act relating to the observance of the Sabbath."

Severally presented and referred to the Committee on Revision of the Statutes.

COMMITTEE REPORTS.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and Their Officers" of the Public Statutes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 282, An act to amend section 8, chapter 31, Public Statutes, relating to certificate from city clerk to inspectors of check-

lists in case of removal of voters, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Worthen of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Worthen of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out the word "such" in the fourth line and insert in place thereof the word "this."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Forsaith of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 95, An act to incorporate the Raymond Electric Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 4 by striking out the word "twenty-five" in the second line thereof and inserting in its place the

word "fifty," so that said section as amended shall read as follows:

"SECT. 4. All supplies to be purchased for use of the county, above fifty dollars in value, shall be purchased by bids, and all contracts shall be awarded to the lowest bidder for the same grade of material. And any person who shall desire to make a bid to furnish said material shall have an opportunity upon request. All bids and actions taken upon the same shall be open to public inspection at any time after the contract is awarded."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain waterworks in Whitefield," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 83, An act to provide a bounty on hedgehogs, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 124, An act to incorporate the Jaffrey Center Village Improvement Society in the town of Jaffrey, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the objects desired being obtainable under the General Law.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Joint Resolution No.

65, Joint resolution appropriation for the Pierce Memorial Bridge across Merrimack river at Penacook depot in honor of Governor Benjamin Pierce and his illustrious son, President Franklin Pierce, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 24, An act in relation to marking the location of public and historic incidents, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 176, An act providing for examination of disputed boundaries and other matters, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 310, An act relative to conveyances and will of a husband deserted by his wife or living apart from her for a justifiable cause, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Madden of Keene, for the Committee on Judiciary, to whom was referred House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 246, An act to provide for the recording of sales of real estate for taxes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. French of Moultonborough, for the Committee on Appropriations, to whom was referred House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Musgrove of Hanover, for the Committee on Engrossed Bills reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 1, An act to amend chapter 104 of the Session Laws of 1901, in relation to the arraignment and trial of persons charged with murder in either degree.

House Bill No. 20, An act to amend section 3 of the charter of Masonic Home.

House Bill No. 42, An act to revive and extend the charter of the Prudential Fire Insurance Company and to confirm its organization.

Mr. Nason of Dover, for the Committee appointed to notify Hon. Jacob H. Gallinger of his election as United States senator, presented the following:

UNITED STATES SENATE.

WASHINGTON, January 23, 1909.

Gentlemen: I am in receipt of your courteous letter of the 21st instant, in which you convey to me the information that at the joint meeting of the two Houses of the New Hampshire Legislature on Tuesday, January 19, 1909, I was elected to the Senate of the United States for the full term of six years from the fourth day of March next, and you request me to accept the office.

In reply I beg to say that I accept the office with a feeling of profound gratitude to the people of New Hampshire for this renewed evidence of their esteem and confidence, and pledge myself to do the utmost to fill the place in a manner that will be acceptable to those whom I represent.

I will be glad if you will convey to both branches of the Legislature my deep appreciation of the honor conferred, and express to them my sincere wish for the health, happiness and prosperity of each and every one of them.

I have the honor to be,

Very respectfully yours,

J. H. GALLINGER.

The communication was ordered incorporated in the journal.

On motion of Mr. Hurd of Manchester,—

Resolved, That the rules be so far suspended that the order whereby House Bill No. 383, An act in amendment of section 13, chapter 167, Public Statutes 1870, 1: 7, G. L. 171: 1, relative to tax on foreign insurance companies and how assessed was referred to the Committee on Judiciary, be vacated and the bill referred to the Committee on Insurance.

On motion of Mr. Locke of Hinsdale,—

Resolved, That the rules be so far suspended that the order whereby House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock

and for other purposes, was referred to the Committee on Judiciary, be vacated and the bill referred to a special committee consisting of the delegation from the county of Cheshire.

Mr. Locke of Hinsdale, agreeably to previous notice, moved that the vote of the House adopting the resolution of the Committee on Revision of the Statutes, that it was inexpedient to legislate on House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors, be reconsidered.

The question being on the motion to reconsider,

On a *viva voce* vote the affirmative prevailed.

The question being on the resolution of the Committee on Revision of the Statutes, that it is inexpedient to legislate,

(Discussion ensued.)

On a *viva voce* vote the resolution was not adopted.

On motion of Mr. Locke of Hinsdale, the bill was recommitted to the Committee on Revision of the Statutes.

On motion of Mr. Penniman of Plainfield,—

Resolved, That the rules be so far suspended that the order whereby House Joint Resolution No. 63, Joint resolution to assist the town of Plainfield in building a bridge across the Connecticut River was referred to the Committee on Appropriations, be vacated and the joint resolution be referred to the Committee on Public Improvements.

Mr. Wason of Nashua, agreeably to previous notice moved that the vote of the House adopting the resolution of the Committee on Revision of the Statutes that it was inexpedient to legislate on House Bill No. 25, An act amending sections 1 and 8 of chapter 126 of the Laws of 1907, entitled "An act authorizing and enabling towns and precincts to construct, manage, maintain and own water works," be reconsidered.

The question being on the motion to reconsider,

On a *viva voce* vote the affirmative prevailed.

The question being on the resolution of the Committee on Revision of the Statutes, that it is inexpedient to legislate,

On a *viva voce* vote the resolution was not adopted.

On motion of Mr. Wason of Nashua, the bill was recommitted to the Committee on Revision of the Statutes.

On motion of Mr. Wagner of Manchester,—

Resolved, That the rules of the House be so far suspended for the remainder of the session that all bills reported by a committee be laid on the table for twenty-four hours before being in order for a third reading.

On motion of Mr. Seavey of Barrington, at 11.57 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain waterworks in Whitefield."

House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies.

House Bill No. 95, An act to incorporate the Raymond Electric Company.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks.

House Bill No. 282, An act to amend section 8, chapter 31, Public Statutes, relating to certificate from city clerk to inspectors of checklists in case of removal of voters.

House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and their officers," of the Public Statutes.

House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake.

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 6, An act punishing frauds in certain cases.

Senate Bill No. 8, An act relating to the use of highways by certain vehicles.

On motion of Mr. Moreau of Manchester,—

Resolved, That the rules of the House be so far suspended that the order whereby House Bill No. 151, An act in amendment of chapter 43, Laws of 1903, relating to the duties of the state nursery inspector, was referred to the Committee on Revision of the Statutes, be vacated and the bill be referred to the Committee on Agriculture.

LEAVE OF ABSENCE.

Mr. Merrill of Thornton was granted leave of absence for ten days on account of sickness.

On motion of Mr. Moreau of Manchester, at 3.30 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 3, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Bickford of Manchester was granted leave of absence for the remainder of the week on account of sickness.

Mr. Payne of Derry was granted leave of absence for the remainder of the week on account of sickness.

PETITION PRESENTED.

By Augustus Wagner of Manchester, petition of Manchester War Veterans regarding state flag. Presented and referred to the Committee on Military Affairs.

COMMITTEE REPORTS.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam lake and to lay out highways to the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Free Will Baptist Society, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway, reported the same with the recommendation that the bill be referred to the Committee on Incorporations,

the objects desired not being obtainable under the General Law.

The report was accepted and the bill referred to the Committee on Incorporations.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 473, An act to incorporate the Rollinsford Water and Sewer Company of Rollinsford, N. H., reported the same with the recommendation that the bill be referred to the Committee on Incorporations, the objects desired not being obtainable under the General Law.

The report was accepted and the bill referred to the Committee on Incorporations.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 470, An act to establish a board of arbitration and conciliation, reported the same with the recommendation that the bill be referred to the Committee on Labor.

The report was accepted and the bill referred to the Committee on Labor.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Woman's Christian Temperance Union from taxation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from

taxation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 by adding at the end thereof the following: "In case said funds are held solely for the benefit of said lodge," so that said section shall read as follows:

SECTION 1. That Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, is hereby authorized to invest trust funds held by it in the capital stock of the Masonic Building Association of said Nashua, in case said funds are held solely for the benefit of said lodge.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 513, An act for the better protection of public libraries, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 515, An act in amendment of section 9 of chapter 118 of the Laws of 1895, entitled "An act in amendment of chapter 8, section 21–26 of the Public Statutes, relating to the establishment and maintenance of free public libraries," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 514, An act providing for the establishment of traveling libraries, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua for the Committee on Judiciary, to whom was referred House Bill No. 499, An act to prohibit the publication of unsigned political documents and advertisements, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 471, An act in relief of persons holding real estate on which there is a mortgage, reported the same with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted and the bill referred to the Committee on Ways and Means.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 511, An act in amendment of section 1 of chapter 203 of the Public Statutes, relating to the rate of interest, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 491, An act to elect selectmen and assessors for the term of three years, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Joint Resolution No. 15, Joint resolution for the erection of a statue of Franklin Pierce, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 337, An act to provide a bounty on woodchucks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 114, An act to restrict trapping, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 307, An act relative to trapping, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five (5) years from January 1, 1909, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled An act for the improvement of fishing in Lake Sunapee, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district of the town of Antrim for school purposes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Prince of Salisbury, for the Committee on County Affairs, to whom was referred House Bill No. 215, An act to provide for the making of a transcript of the records now in the offices of the registers of deeds and probate in the county of Strafford of lands located within the limits of the county of Strafford, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Prince of Salisbury, for the Committee on County Affairs, to whom was referred House Bill No. 478, An act

in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 128, An act prohibiting fishing through the ice on Pleasant lake, New London, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend by striking out, in the first and second lines, the words "for a period of five years" so that the act as amended shall read:

SECTION 1. If any person shall fish through the ice from the date of the passage of this act, on Pleasant lake in the town of New London, he shall be punished by a fine of ten dollars for each offense.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 162, An act protecting pheasants and other foreign game birds, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out, in the third and fourth lines, the words "except during the period of the open season on woodcock, partridges and quail," so that the section as amended shall read:

SECTION 1. No person shall kill or have in his possession when dead if killed within the limits of the state a pheasant or any variety of foreign game birds which may hereafter be introduced under penalty of ten dollars ($10) for each offense.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Forsaith of Manchester, for the Committee on Agricultural College, reported the following joint resolution: House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed, and then referred to the Committee on Appropriations.

Mr. Fogg of Durham, for the Committee on Agricultural College, reported the following entitled bill: House Bill No. 526, entitled An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie Foundation for the Advancement of Teaching," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the special committee consisting of the delegation from the county of Sullivan, to whom was referred House Bill No. 336, An act relating to the salary of the judge of probate for the county of Sullivan, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill referred to the Committee on Judiciary.

The following bills sent down from the Honorable Senate, were severally read a first and second time and referred to the Committee on Judiciary:

Senate Bill No. 6, An act punishing frauds in certain cases.

Senate Bill No. 8, An act relating to the use of highways by certain vehicles.

BILLS FORWARDED.

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in

addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a State Library building."

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation.

House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates.

House Bill No. 185, An act to regulate the use of motor boats.

House Bill No. 233, An act to amend section 1, chapter 267 of the Public Statutes, relating to cruelty to animals.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law.

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations in the use of their name or emblems and providing penalties for the violation thereof.

Severally taken from the table and ordered to a third reading.

On motion of Mr. Philbrick of Portsmouth,—

Resolved, That the rules be so far suspended that the order whereby House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth, was referred to the Committee on Revision of the Statutes, be vacated and the bill be referred to a special committee consisting of the delegation from the city of Portsmouth.

SPECIAL ORDER.

Mr. Gale of Greenville called for the first special order, House Bill No. 159, entitled "An act to make February 12, 1909, a legal holiday."

The question being,

Shall the bill pass?

On a *viva voce* vote the negative prevailed.

Mr. Nason of Dover called for a division.

(Discussion ensued.)

Mr. Gale of Greenville moved that the rules be suspended and the bill put back on its second reading.

The question being on the motion of Mr. Gale of Greenville,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

On motion of Mr. Nason of Dover, at 12:20 o'clock the House took a recess until 2.15 o'clock.

(After recess.)

The consideration of House Bill No. 159, An act to make February 12, 1909, a legal holiday, was resumed.

Mr. Gale of Greenville offered the following amendment:

Amend by adding at the end of section 1 the words "and the public schools shall be open at least one session of the day for appropriate exercises in commemoration of the same."

The question being on the adoption of the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was adopted.

Mr. Buffum of Winchester called for a division, but subsequently withdrew his call.

On motion of Mr. Buffum of Winchester, the bill was laid upon the table and made a special order for Thursday, February 4, at 11.05 o'clock.

Mr. Madden of Keene called for the second special order: House Bill No. 181, An act providing for the liability for damages of owners or lessees of automobiles in certain cases.

The question being,

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading.

On motion of Mr. Wason of Nashua, at 2.32 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVE OF ABSENCE.

Mr. Rawson of Newport was granted leave of absence for the remainder of the week on account of important business.

THIRD READINGS.

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a State Library building."

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation.

House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates.

House Bill No. 185, An act to regulate the use of motor boats.

House Bill No. 233, An act to amend section 1, chapter 267 of the Public Statutes, relating to cruelty to animals.

House Bill No. 520, An act in amendment to the food

and drugs law of 1907, relating to penalty for violation of said law.

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insurance commissioner to extend the time for filing annual statements of foreign insurance companies.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal or other organizations in the use of their name or emblems and providing penalties for the violation thereof.

House Bill No. 181, An act providing for the liability for damages of owners or lessees of automobiles in certain cases.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 1, An act relating to the incompatibility of certain offices of school districts.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes and defining the term school district.

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 145, An act to amend section 2, chapter

283 of the Laws of 1891, entitled "An act to incorporate the Manchester Women's Aid and Relief Society."

House Bill No. 30, An act to legalize and confirm the warrant for and the votes and proceedings at the biennial election and meeting at South Hampton held the third day of November, 1908.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend-paying corporations.

House Bill No. 73, An act to legalize the warrant and all the proceedings at the biennial election of the town of Monroe at the meeting held the third day of November, 1908.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 69, An act in amendment of section 2, chapter 103 of the Laws of 1901, relating to the election of representatives to the General Court.

On motion of Mr. Hanna of Swanzey, at 3.35 o'clock the House adjourned.

THURSDAY, FEBRUARY 4, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Burlingame of Berlin was granted leave of absence for the remainder of the week on account of important business.

Mr. Huntoon of Lempster was granted leave of absence for the remainder of the week on account of important business.

PETITION PRESENTED.

By Mr. Livingston of Meredith, petition of citizens of Meredith, praying for the raising of the bridge connecting Long island with the main land. Presented and referred to the Committee on Roads, Bridges and Canals.

COMMITTEE REPORTS.

Mr. Smith of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to conform and continue the organization of the Capital Fire Insurance Company of Concord, N. H.," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hill of Concord, for the Committee on Banks, to whom was referred House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled an act for the protection of forests from fire, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Philbrick of Portsmouth, for the Committee on Military Affairs, to whom was referred House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 486, An act for the preservation of roads, reported the same with the recommendation that the bill be referred to the Committee on Judiciary.

The report was accepted and the bill referred to the Committee on Judiciary.

Mr. Merrill of Claremont, for the Committee on Insurance, to whom was referred House Bill No. 197, An act in relation to the issue of stock by the Underwriters' Fire Insurance Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rolfe of Concord, for the Committee on State Hospital, to whom was referred House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gray of Jackson, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 53, Joint resolution in favor of the highway leading from Gorham to Jackson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Belanger of Manchester, for the Committee on Revision of Statutes, to whom was referred House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2 of chapter 189 of the Public Statutes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 6, Joint resolution to provide a state flag and for its use, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a new bill reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Banks, to whom was referred House Bill No. 270, An act in amendment of clause 18, section 1 of chapter 114 of the Laws of 1901, relating to the investments of savings banks, as amended by chapter 75 of the Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Foster of Claremont, for the Committee on Education, to whom was referred House Bill No. 505, An act in relation to the law concerning public schools in the state of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Corson of Hampstead, for the Committee on Insurance, to whom was referred House Bill No. 437, An act to

amend the charter of the New Hampshire Fire Insurance Company to permit said company to insure against losses by tornado, hail and lightning, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 229, An act to provide for a revision of the public statutes and public laws, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed, the subject-matter having been covered by another bill now before the house.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 227, An act in addition to chapter 246, Public Statutes, relating to the landlord and tenant act, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 295, An act in amendment of section 9, chapter 176 of the Public Statutes, in relation to the private sale of real estate by guardians, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Woodward of Nashua, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 43, Joint resolution appropriating the sum of twenty thousand dollars to aid Dartmouth College in the education of New Hampshire students, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 174, An act to repeal all annual and standing appropriations, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hurd of Manchester, for the Committee on Banks, to whom was referred House Bill No. 353, An act in amendment of chapter 114 of the Laws of 1901, relating to the investments of savings banks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Poole of Conway, for the Committee on Appropriations, to whom was referred House Bill No. 519, An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consist-

ing of two courts,'' reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 228, An act in addition to chapter 43 of the Public Statutes, relating to the election of selectmen, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

Mr. Anderson of Exeter, for the Committee on Claims, to whom was referred House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 313, An act amending chapter 113 of Public Statutes, relating to diseases of domestic animals, reported the same with the recommendation that the bill be referred to the Committee on Agriculture.

The report was accepted and the bill referred to the Committee on Agriculture.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 418, An act providing for the payment by the state of the cost of schooling children attending the public schools who are inmates of charitable state or county institutions, or wards of charitable societies, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dinsmoor of Laconia, for the Committee on School for Feeble-Minded, to whom was referred House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 39, Joint resolution for the purchase of copies of the History of the Twelfth New Hampshire Regiment in the War of the Rebellion, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keenan of Dover, for the Committee on Military Affairs, to whom was referred House Bill No. 85, An act relating to a state flag, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a new bill reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Cole of Berlin, for the Committee on Military Affairs, to whom was referred House Bill No. 86, An act to provide for a state flag, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a new bill reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Straw of Manchester, for the Committee on Banks, to whom was referred House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to the investments of savings banks, reported the same with the following amendment and with the recommendation that the bill, as amended, ought to pass:

Amend said bill by inserting after the word "property" in the second line, the words "is occupied and improved and," and by striking out the word "ten" in the seventh line thereof, and inserting in its place the word "five," so that said section, as amended, shall read:

"22. In the stock of any real estate trust company of this state and whose property is occupied and improved and is located in this state, whose capital stock is one hundred thousand dollars or more, provided the total indebtedness of such company does not exceed one half of the capital stock actually paid in and remaining unimpaired, and provided such company has earned and paid regular dividends of at least four per cent. per annum upon its capital stock or shares for five years previous to such investment; but not exceeding five per cent. of the deposits shall be so invested."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 175, An act providing for estimates of state expenses, and the preparation of an appropriation bill or bills to meet the same, reported the same with the following amendment, and the recommendation that the bill, as amended, ought to pass:

Amend section 1 by striking out at the end of the first line and beginning of the second line thereof the words "The Chairman of," and in the fourth line by striking out the figures "10" and inserting in place thereof "15."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Keenan of Dover, for the Committee on Military

Affairs, reported the following entitled bill, "House Bill No. 527, An act for the adoption of a state flag," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first time.

The question being,

Shall the bill be read a second time?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

The bill was then read a second time and laid upon the table to be printed.

Mr. Keenan of Dover, for the Committee on Military Affairs, reported the following entitled bill: "House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Haskell of Claremont, for the special committee consisting of the delegation from the town of Claremont, to whom was referred House Bill No. 349, An act to incorporate the city of Claremont, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the special committee consisting of the delegation from the town of Claremont, to whom was referred House Bill No. 170, An act to establish the police court of Claremont, reported the same with the following amendment, and the recommendation that the bill, as amended, ought to pass:

Amend section 2 by striking out all after the word "dollars" and substituting therefor the words "less the compensation of the special justice as established by general law," so that said section, as amended, shall read:

"SECT. 2. The annual salary of the justice of said police court of Claremont shall be the sum of four hundred dollars, less the compensation of the special justice as established by general law."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the special committee consisting of the delegation from the town of Claremont, to whom was referred House Bill No. 171, An act creating a board of police commissioners for the town of Claremont, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Howard of Nashua, for the special committee consisting of the delegation from the county of Hillsborough, to whom was referred House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of re-indexing and changing the records in the office of Hillsborough County registry of deeds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

The following entitled bills sent down from the Honorable Senate were severally read a first and second time and referred as follows:

Senate Bill No. 1, An act relating to incompatibility of certain offices of school districts. To the Committee on Education.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers. To the Committee on Education.

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term, school district. To the Committee on Education.

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

Read a first and second time, laid upon the table to be printed and then referred to the Committee on Judiciary.

BILLS FORWARDED.

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

House Bill No. 97, An act providing for the registration of resident hunters.

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

House Bill No. 176, An act providing for examination of disputed boundaries and other matters.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDER.

Mr. Gale of Greenville called for the special order, House Bill No. 159, entitled, "An act to make February 12, 1909, a legal holiday."

The question being,

Shall the bill be read a third time?

(Discussion ensued.)

Mr. Buffum of Winchester raised the point of order that the amendment offered by Mr. Gale of Greenville was not adopted, the call for a division having been withdrawn in order not to adjourn the House.

The Speaker ruled the point of order not well taken.

Mr. Buffum of Winchester raised another point of order, that the bill was killed when the first *viva voce* vote was decided in the negative.

The Speaker ruled that when the House voted, under suspension of the rules, to place the bill back upon its second reading, that regardless of the position in which the

bill was previously this vote placed the bill back upon its second reading, which was the present status of the bill.

The Speaker ruled the point of order not well taken.

The question being,

Shall the bill be read a third time?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Buffum of Winchester called for a division.

A division being had, 213 gentlemen voted in the affirmative and 47 gentlemen voted in the negative, and the bill was ordered to a third reading.

Mr. French of Moultonborough moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

The question being on the motion of Mr. French of Moultonborough,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Sanborn of Gilmanton offered the following resolution:

WHEREAS, The improvement of machinery, the perfection of processes, the economy of materials through the application of the sciences, and the increased efficiency of labor, the product of better schools, have reduced the cost of production so far below the essential line of tariff protection that manufacturers of this country are enabled by combination to sell their products in home markets above the prices exacted abroad; and

WHEREAS, It is urgently proposed by strong interests in the revision of the tariff to cut out entirely, or to heavily reduce, the tariff in the primary products of industry, leaving those in which capital is more largely interested on a high protective basis, thus compelling the former class to

produce under free trade conditions and to buy the highly protected products of capital; be it

Resolved by this body, That the policy of tariff revision announced by President-elect Hon. William H. Taft, which contemplates the reduction of duties to the level of protective necessities and below the line which admits of control of our markets by combinations as against free foreign competition, and which observes the equities of the protective policy between the industries, has our hearty approval; be it

Resolved, That the Clerk of the House be directed to send a copy of this resolution to each member of our delegation in Congress.

The question being on the adoption of the resolutions,

(Discussion ensued.)

On motion of Mr. Emerson of Milford, the resolution was laid upon the table and made a special order for Wednesday, February 10, at 11.05 o'clock.

On motion of Mr. French of Moultonborough,—

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock, and that when it adjourns tomorrow morning it be to meet next Monday evening at 8 o'clock.

Mr. Lane of Pittsfield gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the resolution of the Committee on Judiciary, that it is inexpedient to legislate, on House Bill No. 511, An act in amendment of section 1 of chapter 203 of the Public Statutes, relating to the rate of interest.

The notice not having been given during the hours fixed by the rules was not in order.

On motion of Mr. Ahern of Concord, unanimous consent was given to allow the introduction of the notice.

On motion of Mr. Stevenson of Exeter, at 12.56 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 215, An act to provide for the making of a transcript of the records now in the offices of the registers of deeds and probate in the county of Strafford of lands located within the limits of the county of Belknap.

The third reading being in order, on motion of Mr. Dinsmoor of Laconia, the vote whereby the bill was ordered to a third reading was reconsidered.

Mr. Dinsmoor of Laconia moved that the bill be referred to a special committee consisting of the delegation from the county of Belknap for further consideration.

The question being on the motion of Mr. Dinsmoor of Laconia,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

(Mr. Wason of Nashua in the chair.)

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Woman's Christian Temperance Union from taxation.

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society.

House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam Lake and to lay out highways to the same.

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation.

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

House Bill No. 384, An act to prohibit fishing through

the ice in Mosquito pond in Manchester, N. H., during the term of five years from January 1, 1909.

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim for school purposes.

House Bill No. 161, An act in amendment of section 52, chapter 79 of the Public Statutes, relating to fish and game.

House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners.

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant lake, New London.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

House Bill No. 176, An act providing for examination of disputed boundaries and other matters.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 97, An act providing for the registration of resident hunters.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Ahern of Concord, the bill was laid upon the table and made a special order for Wednesday, February 10, at 11.10 o'clock.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 138, An act to extend the charter of the Meredith and Ossipee Valley Railroad Company.

House Bill No. 78, An act extending the charter for the building of the Newport and Sunapee Railway.

House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway.

House Bill No. 231, An act in amendment of chapter 235 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

On motion of Mr. Bennett of Tuftonborough, at 3.41 o'clock the House adjourned.

FRIDAY, FEBRUARY 5, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

The following communication was read by the clerk:

CONCORD, N. H., February 4, 1909.

Mr. William J. Ahern, Concord, N. H.

Dear Sir: I shall be unable to be present at the morning

session Friday, February 5. Will you kindly preside for me and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

On motion of Mr. Hardy of Hollis, at 9.32 o'clock the House adjourned.

MONDAY, FEBRUARY 8, 1909.

The House met at 8 o'clock, according to adjournment.

Mr. French of Moultonborough stated that House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moths, had inadvertently passed the House before being acted upon by the Committee on Appropriations, to whom it had been referred.

The Speaker ruled that the joint resolution had not properly passed and directed that it be sent to the Committee on Appropriations as previously ordered.

On motion of Mr. Madden of Keene, at 8.02 o'clock the House adjourned.

TUESDAY, FEBRUARY 9, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Proctor of Bristol was granted leave of absence for the remainder of the week on account of sickness.

Mr. Robertson of Keene was granted leave of absence for the remainder of the week on account of sickness.

Mr. Spaulding of Lancaster was granted leave of absence for the remainder of the week on account of sickness.

PETITIONS PRESENTED.

By Mr. Cutter of Jaffrey, petition of Mabel P. Coolidge and twelve citizens of Jaffrey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cutter of Jaffrey, petition of Alvin L. Parker and eight citizens of Jaffrey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of T. G. Wilder and eighteen citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of W. B. Goring and twenty citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of H. M. Bailey and thirty citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of Frank L. Mason, M. D., and twenty-four citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of Addie S. Morrison and thirty citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Davis of Tilton, petition of Kate C. Hill and thirty-five citizens of Tilton and Northfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

SENATE BILL INTRODUCED.

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

The bill was read a first and second time, laid upon the table to be printed and then referred to the Committee on Judiciary.

COMMITTEE REPORTS.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 417, An act in relation to official bonds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Felker of Rochester, for the Committee on Judiciary, reported the following joint resolution, House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court Room in the State Library building, with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations under the rules.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 49, An act to legalize the biennial election of the town of Temple held November 3, 1908, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Phelps of Manchester, for the Committee on Industrial School, to whom was referred House Joint Resolution No. 4, Joint resolution in favor of the Industrial School, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 272, An act prohibiting fishing from power boats, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 501, An act to provide for a bounty on foxes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 36, Joint resolution providing a fish screen at the outlet of Squam lake, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 476, An act to repeal chapter 130 of the Public Statutes and other acts relating to fish and game commissioners and to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 142, An act in amendment of chapter 116 of the Public Statutes, concerning the doors of public buildings, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-

matter being contained in another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 29, An act for the protection of smelt in the Piscataqua River, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Rolfe of Concord, for the Committee on State Hospital, to whom was referred House Bill No. 59, An act to amend chapter 61 of the Public Statutes of the Session Laws of 1903, relating to the care and support of the dependent insane by the state, reported the same with the following amendment and the recommendation that the bill, as amended, ought to pass:

Amend the bill by striking out the words, "of the Public Statutes," in the second line of the title and the bill.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Phelps of Manchester, for the Committee on Industrial School, to whom was referred House Bill No. 119, An act in amendment of section 14, chapter 283 of the Public Statutes, relating to the Industrial School, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Phelps of Manchester, for the Committee on Industrial School, to whom was referred House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to Industrial School, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Wyman of Manchester, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings," with the recommendation that the bill ought to pass.

The bill was read a first and second time and laid upon the table to be printed.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 50, An act in amendment of chapter 122, Laws of 1907, enabling certain districts to make contracts with certain districts outside of the state, reported the same with the recommendation that the bill be referred to the Committee on Education, the purposes sought being embodied in a bill now before said committee.

The report was accepted and the bill referred to the Committee on Education.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary, reported the same with the following amendment and the recommendation that the joint resolution, as amended, ought to pass:

Amend said joint resolution by striking out the words "five hundred" in the first line and insert in place thereof the words "two hundred and fifty."

The report was accepted and the amendment adopted.

Mr. French of Moultonborough moved that the bill be further amended by striking out the words "two hundred and fifty," and inserting the words "three hundred."

On a *viva voce* vote the amendment was adopted and the joint resolution ordered to a third reading.

On motion of Mr. Hollis of Concord, the rules were suspended and the joint resolution read a third time, passed and sent to the Senate for concurrence.

BILL AND JOINT RESOLUTION FORWARDED.

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie Foundation for the Advancement of Teaching."

Taken from the table and ordered to a third reading.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

Taken from the table and referred to the Committee on Appropriations.

Mr. O'Neill of Walpole gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners, was passed.

Mr. Cole of Berlin gave notice that on tomorrow or

some subsequent day he should move to reconsider the vote whereby the House adopted the resolution of the Committee on Military Affairs, that it is inexpedient to legislate, on House Joint Resolution No. 39, Joint resolution for the purchase of copies of the History of the Twelfth N. H. Regiment in the War of the Rebellion.

On motion of Mr. Hill of Concord, the orders whereby the following bills were referred to the Committee on Ways and Means were vacated and the bills referred to the Committee on Judiciary:

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 419, An act to exempt the John Burns park of Milford from taxation.

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

On motion of Mr. Lagerquist of Manchester, at 11.42 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

COMMITTEE APPOINTMENT.

The Speaker announced that owing to the resignation of Mr. Weeks of Wakefield from membership in the House, a vacancy existed on the Committee on Public Improvements and that he had appointed to fill the vacancy Mr. Young of Wolfeboro.

THIRD READINGS.

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornado, hail and lightning.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

The third reading having commenced, on motion of Mr. Wason of Nashua, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 171, An act creating a board of police commissioners for the town of Claremont.

House Bill No. 174, An act to repeal all annual and standing appropriations.

House Bill No. 175, An act providing for estimates of state expenses, and the preparation of an appropriation bill or bills to meet the same.

House Bill No. 197, An act in relation to the issue of stock by the Underwriters Fire Insurance Company.

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H."

House Bill No. 227, An act in addition to chapter 246 of the Public Statutes, relating to the landlord and tenant act.

House Bill No. 295, An act in amendment of section 9, chapter 176, Public Statutes, in relation to the private sale of real estate by guardians.

House Bill No. 303, An act to repeal sections 1 and 2 of

chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 349, An act to incorporate the city of Claremont.

The third reading having commenced, on motion of Mr. Merrill of Claremont, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of re-indexing and changing the records in the office of Hillsborough County Registry of Deeds.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names.

House Bill No. 519, An act in amendment of section 1 of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts."

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others.

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie Foundation for the Advancement of Teaching."

House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2, chapter 189 of the Public Statutes.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 159, An act to make February 12, 1909, a legal holiday.

House Bill No. 282, An act in amendment of section 8, chapter 31, Public Statutes, relating to certificate from city clerk to inspectors of checklists in case of removal of voters.

House Bill No. 149, An act fixing uniformity of accounts in the several counties and for the purchase of supplies.

The message also announced that the Senate had passed the following resolution, in the passage of which it asked the concurrence of the House of Representatives:

Resolved, by the Senate, the House of Representatives concurring, That February 12, 1909, be designated as Lincoln Memorial Day in honor of the one hundredth anniversary of the birth of Abraham Lincoln; that the Governor be requested to issue a proclamation calling upon the people of New Hampshire to observe the anniversary in a suitable manner in their homes, and urging schools, churches, societies and other bodies of citizens to hold commemorative public services; to the end that our people of all ages and conditions may be impressed by the example, inspired by the thoughts and uplifted by the noble acts of him whose life was devoted to the precepts so well expressed in his own words, "With malice towards none, with charity for all, with firmness in the right as God gives us to see the right."

On motion of Mr. Fry of Claremont, the House concurred in the resolution sent down from the Honorable Senate.

On motion of Mr. Barron of Carroll, at 3.55 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 10, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Clough of Haverhill was granted leave of absence for the remainder of the week on account of sickness in his family.

Mr. Smith of Whitefield was granted leave of absence for the week on account of sickness.

PETITIONS PRESENTED.

By Mr. Clement of Surry, petition of Rev. Marton W. Hale and seven other citizens of Surry, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clement of Surry, petition of Mrs. Mabel Hale and fourteen other citizens of Surry, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Butler of Boscawen, petition of voters and citizens of Boscawen, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Butler of Boscawen, petition of women and citizens of Boscawen, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Alexander of Windham, petition of Rev. Albert A. Watson *et al,* citizens of Windham, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Wagner (Adolph) of Manchester, for the Committee on Revision of the Statutes, to whom was referred House

Bill No. 126, An act to amend section 1, chapter 53 of the Public Statues, relating to village districts, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Railroads, to whom was referred House Bill No. 410, An act relating to the price at which railroad corporations shall offer new stock to their stockholders, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Finning of Nashua, for the Committee on Railroads, to whom was referred House Bill No. 359, An act requiring street railways to transport pupils in schools at half fare, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 475, An act making it a duty of parents and guardians to furnish medical attendance for sick children, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 289, An act amending chapter 76 of the Laws of 1897, as amended by chapter 114 of the Laws of 1907, relating to hawkers and peddlers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision

of the Statutes, to whom was referred House Bill No. 41, An act to repeal chapter 248 of the Session Laws of 1903, relating to real estate owned by the Appalachian Mountain Club, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lane of Pittsfield, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 156, An act relating to the fees of deputy sheriffs, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 488, An act for the restoration of the waste lands of New Hampshire, reported the same with the recommendation that the bill be referred to the Committee on Forestry.

The report was accepted and the bill referred to the Committee on Forestry.

Mr. Prince of Salisbury, for the Committee on County Affairs, to whom was referred House Bill No. 332, An act in relation to the bonds of county officers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Aldrich of Keene, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Livingston of Meredith, for the Committee on Revi-

sion of the Statutes, to whom was referred House Bill No. 157, An act relating to the bonds of sheriffs, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 44, Joint resolution for the repair of the Mt. Crotchet road in the town of Francestown, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 55, Joint resolution in favor of the Woodstock & Warren road in the town of Warren, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 63, An act in amendment of chapter 92 of the Public Statutes, concerning the school day and week, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 66, Joint resolution for the improvement and maintenance of Sugar Loaf road, so called, in the town of Alexandria, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Taggart of Nashua, for the Committee on Roads,

Bridges and Canals, to whom was referred House Joint Resolution No. 56, Joint resolution in favor of the Woodstock and Warren road in the town of Woodstock, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 433, An act relative to the issuance of death certificates by physicians not regularly in attendance before death, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 432, An act relative to medical practitioners, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wallace of Canaan, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 512, An act to prohibit influencing people to make gifts, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 70, entitled An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Swart of Nashua, for the Committee on Banks, to

whom was referred House Bill No. 398, An act relating to the investments of savings banks, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 474, An act in amendment of chapter 92 of the Public Statutes, relating to teachers in public schools, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 267, An act to regulate trolling, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 357, An act in relation to the salaries of certain state officials, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903 and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land locked salmon and white fish, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 312, An

act amending section 5, chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901 and chapter 38, Session Laws of 1905, relating to fish and game," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 271, An act prohibiting hunting from power boats, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 127, An act limiting the issuance of free passes by the railroad, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 167, An act to prohibit free transportation by common carriers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 194, An act regulating the transportation of persons or property by common carriers, either free or at reduced rates, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-

matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 435, An act to regulate the giving of free transportation over railroads, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 428, An act prohibiting the furnishing of free transportation by common carriers and providing for the necessary traveling expenses of state officers and agents, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being contained in another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 285, An act to prohibit free transportation of passengers by railroads or other common carriers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 530, An act to prohibit free transportation of passengers by

railroads and other common carriers,'' with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

A minority of the committtee being unable to agree with the majority, submitted the following:

The undersigned, a minority of the Committee on Judiciary, having considered the subject-matter are unable to agree with the conclusion of the majority of the committee in reporting ''a bill to prohibit free transportation of passengers by railroads and other common carriers,'' and report the bill with the following amendment: Strike out all after the title of the bill and insert in place thereof the following, with the recommendation that the bill as amended ought to pass:

SECTION 1. No railroad or other common carrier shall directly, or indirectly, issue or give any free ticket, free pass or free transportation for passengers between points within this state, except to its officers and employees and their families, surgeons, physicians, to ministers of religion, traveling secretaries of Railroad Young Men's Christian Associations, inmates of hospitals and charitable and eleemosynary institutions, and persons exclusively engaged in charitable and eleemosynary work; to indigent, destitute and homeless persons, and to such persons when transported by charitable societies or hospitals, and the necessary agents employed in such transportation; to inmates of the National Homes or State Homes for Disabled Volunteer Soldiers, and of Soldiers' and Sailors' Homes, including those about to enter and those returning home after discharge; to necessary caretakers of live stock, poultry, fruit and perishable property; to employees on parlor, sleeping and express cars, and to linemen of telegraph and telephone companies; to railway mail service employees, post-office inspectors, customs inspectors and immigration inspectors; to policemen and firemen while in the discharge of their duties; to newsboys and

vendors on trains; baggage agents; persons injured in wrecks and physicians and nurses attending such persons; *provided*, that the foregoing provisions shall not be construed to prohibit any carrier from carrying passengers free for the object of providing relief in cases of general epidemic, pestilence, or other calamitous visitation.

SECT. 2. Nothing in the preceding section shall be so construed as to entitle any such common carrier to give or furnish any pass or transportation to any attorney-at-law, newspaper publisher, their agents or employees for services either rendered or to be rendered.

SECT. 3. No such railroad or carrier shall directly or indirectly issue or give transportation to any person at a special or reduced rate which is not available to all persons applying therefor; *provided*, that this section shall not apply to pupils attending any school or institution of learning.

SECT. 4. Every railroad or other carrier shall annually, on or before the first day of September, file with the secretary of state a list of all persons resident in New Hampshire to whom annual passes have been issued or given.

SECT. 5. Any railroad or other common carrier and any officer or agent of a railroad or other common carrier violating any of the foregoing provisions shall, on conviction, be fined not less than one hundred dollars nor more than one thousand dollars. Any person, other than the persons excepted from the provisions of the foregoing section, who uses any such free ticket, free pass, free, special or reduced fare transportation shall, upon conviction, be fined not less than one hundred dollars nor more than one thousand dollars.

SECT. 6. No person shall be excused from testifying in a proceeding instituted against another person or a corporation under the foregoing sections, for the reason that he may thereby criminate himself; but no testimony so given by him shall be used, directly or indirectly, as

evidence against him in any prosecution, nor shall he be prosecuted thereafter for any offense so disclosed by him.

SECT. 7. All acts and parts of acts inconsistent with this act are hereby repealed; *provided,* that nothing contained in this act shall affect the provisions of chapter 79, Laws of 1907, empowering the governor to contract for the transportation of state officials.

SECT. 8. This act shall take effect upon its passage.

SAMUEL D. FELKER.
J. F. LIBBY.
A. J. LUCIER.
JOSEPH MADDEN.

On motion of Mr. Felker of Rochester, the minority report was laid upon the table to be printed.

On motion of the same gentleman, both reports were then made a special order for Wednesday, February 17, at 11.05 o'clock.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled 'An act to provide for the taxation of express companies,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 532, An act in relation to probate bonds," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, reported the following entitled bill, "House Bill No. 533, An act to enable the city of Manchester to raise and appropriate money for the purpose of building a

state house in Manchester,'' with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time and laid upon the table to be printed.

On motion of Mr. Hackett of Portsmouth, the bill was referred to the Committee on Public Improvements.

Mr. Toothaker of Berlin, for the Committee on Public Health, reported the following entitled bill, ''House Bill No. 534, An act to aid in the suppression of tuberculosis,'' with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 413, An act to amend chapter 35, Session Laws of 1901, entitled ''An act to regulate the sale of commercial feeding stuffs'' reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire, and for charitable and educational purposes therein from taxation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 155, An act in amendment of chapter 92, section 6 of the Public Statutes, as amended by chapter 40, Session Laws of 1895 and chapter 31, Session Laws of 1903, relating to instruction in the public schools, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 396, An act to regulate the sale of agricultural seeds, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 388, An act relating to the recording of deeds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 234, An act relative to the courts of the state of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Musgrove of Hanover, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 21, An act to incorporate the association known as Oak Hill Lodge, No. 97, Independent Order of Odd Fellows of Manchester, N. H.

House Bill No. 74, An act in relation to selectmen of towns and mayors and aldermen of cities.

House Bill No. 145, An act to amend section 2 of chapter 283 of the Laws of 1891, entitled, "An act to incorporate the Manchester Women's Aid and Relief Society."

House Bill No. 211, An act in amendment of section 19 of chapter 149 of the Public Statutes, relating to dividend-paying corporations.

House Bill No. 73, An act to legalize and confirm the

warrant for, and all votes and proceedings at the biennial election and meeting in Monroe, held on the third day of November, 1908.

House Bill No. 30, An act to legalize and confirm the warrant for, and the votes and proceedings at the biennial election and meeting in South Hampton, held the third day of November, 1908.

The report was accepted.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

Senate Bill No. 5, An act relating to the salary of the solicitor of the county of Rockingham.

House Bill No. 231, An act in amendment of chapter 205 of the Session Laws of 1887, providing for the repair and custody of Union Hall in Jaffrey.

House Bill No. 196, An act to amend the charter of the Concord, Dover and Rochester Street Railway.

House Bill No. 221, An act to legalize the discontinuance of a portion of the Dover, Somersworth and Rochester Street Railway.

House Bill No. 78, An act to extend the charter for the building of the Newport and Sunapee Railway.

House Bill No. 138, An act to extend the charter of the Meredith and Ossipee Valley Railroad Company.

House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary.

The report was accepted.

Mr. Hollis of Concord, for the special committee consisting of the delegation from the city of Concord, to whom was referred House Bill No. 184, An act in amendment of the charter of the city of Concord, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Fisk of Charlestown, for the special committee consisting of the delegation from the county of Sullivan, to whom was referred House Bill No. 91, An act relating to the salary of the treasurer of the county of Sullivan, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fisk of Charlestown, for the special committee consisting of the delegation from the county of Sullivan, to whom was referred House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Smith of Laconia, for the special committee consisting of the delegation from the county of Belknap, to whom was referred House Bill No. 215, An act to provide for the making of a transcript of the records now in the offices of the register of deeds and probate in the county of Strafford of lands located within the limits of the county of Belknap, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILL FORWARDED.

House Bill No. 527, An act for the adoption of a state flag.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

Taken from the table and ordered to a third reading.

SPECIAL ORDERS.

Mr. Sanborn of Gilmanton called for the first special order, it being the consideration of a resolution introduced by him at the morning session on February 4.

The question being on the adoption of the resolution,

On motion of Mr. Sanborn of Gilmanton, the resolution was laid upon the table and made a special order for Thursday, February 11, at 11.05 o'clock.

Mr. Ahern of Concord called for the second special order, House Bill No. 97, An act providing for the registration of resident hunters.

The question being,

Shall the bill pass?

(Discussion ensued.)

Mr. Libby of Gorham moved that the bill be indefinitely postponed.

On a *viva voce* vote the chair was in doubt.

Mr. Woodbury of Woodstock called for a division.

(Discussion ensued.)

On motion of Mr. Ahern of Concord, at 1 o'clock the House took a recess until 2.45 o'clock.

(After recess.)

The consideration of House Bill No. 97, An act providing for the registration of resident hunters, was resumed.

The question being,

Shall the bill be indefinitely postponed?

Mr. Woodbury of Woodstock having called for a division and division being had, 73 gentlemen voted in the affirmative and 201 gentlemen voted in the negative and the motion did not prevail.

The question being,

Shall the bill pass?

Mr. Nelson of Winchester moved that the rules be sus-

pended and the bill put back on its second reading for purposes of amendment.

On a *viva voce* vote the motion did not prevail.

Mr. Chellis of Claremont called for a division. Division being had, 67 gentlemen voted in the affirmative and 173 gentlemen voted in the negative and the motion did not prevail.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolution:

House Bill No. 56, An act to exempt the District Nursing Association of the city of Manchester from taxation.

House Bill No. 206, An act to authorize the town of Holderness to construct public wharves on Squam Lake and lay out highways to the same.

House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield."

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Freewill Baptist Society.

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation.

House Bill No. 37, An act to protect domestic pigeons or doves.

House Bill No. 24, in relation to marking the location of public and historic incidents.

House Joint Resolution No. 9, Joint resolution for defraying necessary expenses of the observance of the Lincoln centenary.

The message also announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 176, An act providing for examination of disputed boundaries and other matters.

Mr. Goodwin of Mason gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the report of the Committee on Fisheries and Game, that it was inexpedient to legislate on House Bill No. 476, An act to repeal chapter 130 of the Public Statutes and other acts relating to fish and game commissioners and to fish and game.

Mr. Prentiss of Walpole gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House passed House Bill No. 118, An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire."

Agreeable to previous notice, Mr. Cole of Berlin moved that the House reconsider the vote whereby the House adopted the resolution of the Committee on Military Affairs, that it is inexpedient to legislate on House Joint Resolution No. 39, Joint resolution for the purchase of copies of the History of the Twelfth New Hampshire Regiment in the War of the Rebellion.

On a *viva voce* vote the action was reconsidered.

The question being on the adoption of the resolution of the Committee on Military Affairs,

That it is inexpedient to legislate,

(Discussion ensued.)

On motion of Mr. Cole of Berlin, the joint resolution was recommitted to the Committee on Military Affairs.

On motion of Mr. Marden of Chichester, at 3.17 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

House Bill No. 49, An act to legalize the biennial election of the town of Temple held November 3, 1908.

House Bill No. 59, An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane by the state.

House Bill No. 119, An act in amendment of section 14, chapter 283 of Public Statutes, relating to the Industrial School.

House Bill No. 527, An act for the adoption of a state flag.

Severally read a third time and passed and sent to the Senate for concurrence.

Mr. Feeney of Berlin having qualified before His Excellency, the Governor, appeared and took his seat as a member of the House.

On motion of Mr. Kimball of Rochester, at 3.26 o'clock the House adjourned.

THURSDAY, FEBRUARY 11, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Marden of Chichester was granted leave of absence for the day on account of important business.

Mr. Lyford of Pittsburg was granted leave of absence for next week on account of important business.

PETITIONS PRESENTED.

By Mr. Baker of Hillsborough, petition of members of the Smith Memorial Church and congregation, of Hills-

borough, N. H., protesting against the passage of House Bill No. 60.

Presented and referred to the Committee on Revision of the Statutes.

By Mr. Lang of Candia, petition of citizens of Candia, protesting against the passage of House Bill No. 60.

Presented and referred to the Committee on Revision of the Statutes.

By Mr. Newman of Hillsborough, petition of Smith Memorial Church, of Hillsborough, praying that prohibition be made more effective in no-license territory.

Presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Worthen of Manchester, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 535, An act to incorporate North Star Temple, No. 1, Knights of King Solomon," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Judiciary, under the rules.

Mr. Worthen of Manchester, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed, and then referred to the Committee on Judiciary, under the rules.

Mr. Gray of Dover, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 537, An act to authorize the Wentworth Home for the Aged, of Dover, to increase its holdings of real estate and personal property," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Gray of Dover, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 538, An act to amend an act entitled 'An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad,' passed February 28, 1901," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

Mr. Flanders of Sunapee, for the Committee on Railroads, to whom was referred House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Co., and extending the time for the completion of the road, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Strike out the figures "1915" in the third line and insert in place thereof the figures "1911," so that the bill as amended shall read:

"SECTION 1. The time fixed in the charter of the Nashua & Hollis Electric Railroad Company, approved February 28, 1907, is hereby extended to March 25th, 1911, and said corporation shall have such additional time in which to build its road."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Clyde of Hudson, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and Sewers," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. H. E. Dunnington of Manchester, for the Commit-

tee on Public Health, to whom was referred House Bill No. 110, An act to amend Session Laws of 1907, relating to the manufacture and sale of ice cream, reported the same in a new draft with an amended title, and with the recommendation that the bill in its new draft with its amended title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 89, An act to establish water works in New Hampton Village Fire Precinct in the town of New Hampton, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 464, An act protecting quail, ruffed grouse and partridge, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Company," relating to its capital stock and powers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 489, An act relating to petitions to the legislature, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 482, An act to prohibit fishing on certain lands, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gray of Dover, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Ahern of Concord, for the Committee on Appropriations, reported the following joint resolution, "House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans," with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution read a first time. The second reading having commenced, on motion of Mr. Wason of Nashua the further reading of the joint resolution was dispensed with. The joint resolution was then laid upon the table to be printed.

Mr. M. H. Richardson of Littleton, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. French of Moultonborough, for the Committee on Appropriations, to whom was referred House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 463, An act for the better protection of fish, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 112, An act for the better protection of lobsters and defining the marketable size of the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 424, An act amending chapter 36, Session Laws of 1907, relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 301, An act in amendment of chapter 78 of the Public Statutes of this state in relation to guide boards on public highways, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

SPECIAL ORDER.

Mr. Sanborn of Gilmanton called for the special order, the resolution introduced by him on February 4:

WHEREAS, The improvement of machinery, the perfection of processes, the economy of materials through the application of the sciences, and the increased efficiency of labor, the product of better schools, have reduced the cost of production so far below the essential line of tariff protection that manufacturers of this country are enabled by combination to sell their products in home markets above the prices exacted abroad; and

WHEREAS, It is urgently proposed by strong interests in the revision of the tariff to cut out entirely, or to heavily reduce, the tariff in the primary products of industry, leaving those in which capital is more largely interested on a high protective basis, thus compelling the former class to produce under free trade conditions and to buy the highly protected products of capital; be it

Resolved by this body, That the policy of tariff revision announced by President-elect Hon. William H. Taft, which contemplates the reduction of duties to the level of protective necessities and below the line which admits of control of our markets by combinations as against free foreign competition, and which observes the equities of the pro-

tective policy between the industries, has our hearty approval; be it

Resolved, That the clerk of the House be directed to send a copy of this resolution to each member of our delegation in Congress.

The question being on the adoption of the resolution,

(Discussion ensued.)

Mr. Emerson of Milford moved that the resolution be indefinitely postponed.

The question being on the indefinite postponement of the resolution,

(Discussion ensued.)

Mr. Hollis of Concord moved that the House take a recess until 2.30 o'clock.

On a *viva voce* vote the negative prevailed.

Mr. Dodge of Lincoln moved the previous question.

The motion was seconded by Messrs. Rolfe of Concord and Wason of Nashua.

The question being,

Shall the main question now be put?

Mr. Ahern of Concord demanded the yeas and nays.

The roll was called with the following result:

YEAS, 151.

ROCKINGHAM COUNTY.—Brown of Auburn, Rand of Chester, Currier of Danville, Hepworth, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Corson, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Marvin, Torrey, Leighton, Holmes, Hill of Plaistow, Jones of Portsmouth, Philbrick, Humphreys, Poore, Sawyer, Wheeler (Benjamin R.), of Salem, Rand of Sandown, Alexander.

STRAFFORD COUNTY.—Galligan, Keenan, Fairbanks, Foss, Fogg, Wedgwood, Wood, Pinkham, Clark of Rochester, Kimball of Rochester, Gastonguay, Reed.

BELKNAP COUNTY.—Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Andrews of Conway, Avery of Effingham, Chase of Hart's Location, Gilman, French of Moultonborough, Huckins of Ossipee, Robertson of Tamworth.

MERRIMACK COUNTY.—Butler, Cressey, Morrill of Canterbury, Hollis, Rolfe, Cross, Howe of Concord, Elliott of Concord, Thompson, Chesley, Lord, Burnham, Chadwick, Holt of Franklin, Bartlett of Hill, Boutwell, Baker of Pembroke, Hill of Pembroke, Pratt, Davis of Warner, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Lowe, George of Goffstown, Cheever, Newman, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Roy, Phelps, Barnard of Manchester, Trudel, Worthen, Straw, Blood, Lagerquist, Belanger, Kellogg, Moreau, Nerbonne, Butterfield, Emerson, Melzer, Howard, Sadler, Woodward, Gaffney, Wason, Desmarais, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Andrew of Dublin, Chaplin, Wilder, Poole of Jaffrey, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Honey, Goodnow of Sullivan, Clement, Nelson.

SULLIVAN COUNTY.—Merrill of Claremont, Fry, Haskell, Chellis, Cutting, Gocha, Russell.

GRAFTON COUNTY.—Cheney, Parker of Benton, Wallace, Carlton, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Clough of Lebanon, Messenger, Dodge of Lincoln, Parker of Lisbon, Smith of Monroe, Ford of Orange, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton.

COOS COUNTY.—Barron, Farr, Clook, Hayes, Baker of Whitefield.

NAYS, 82.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Payne, Hanscom.

STRAFFORD COUNTY.—Wesley, Miller of New Durham, Felker, Marcotte, Beaudoin, Fournier, Stevens of Somersworth, Doe, Beamish, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Currier of Belmont, Sanborn of Gilmanton, Avery of Laconia, Dow, Livingston, Preston of New Hampton, Hanson.

CARROLL COUNTY.—George of Bartlett, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Farrand, Marden of Concord, Sanborn of Concord, Mason of Concord, Ahern, Gannon, Lapointe, Lovering, Barnard of Newbury, Chase of Northfield, Lane of Pittsfield, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Harvell, Farley, Dutton, Upton, Hardy, Joyal, Glynn, Donnelly, Bailly of Manchester, Dickey, Lafond, Goodwin of Mason, Lampron, Trombly, Lucier, O'Toole, Delacombe, Peaslee.

CHESHIRE COUNTY.—Bemis, Locke of Hinsdale, Pike, Cutter, Madden, Mason of Marlborough, Hanna, O'Neill, Prentiss.

SULLIVAN COUNTY.—Fisk, Foster, Huntoon, Barker, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Gordon, Sargent, Burt, Hall, Musgrove, Balch, Richardson (Myron H.), of Littleton, Mooney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Nilson, Libby.

and two-thirds of the representatives elected not being present and two-thirds of those present not having voted either in the affirmative or negative, no valid action was taken, either in the affirmative or negative.

Mr. Lucier of Nashua at 1.30 o'clock moved that the House take a recess until 2.30 o'clock.

On a *viva voce* vote the affirmative prevailed.

Mr. Emerson of Milford asked for a division but subsequently withdrew his call and the House took a recess until 2.30 o'clock.

(After recess.)

The further consideration of the resolution introduced by Mr. Sanborn of Gilmanton being in order, the question being,

Shall the resolution be indefinitely postponed?

Mr. Stevenson of Exeter moved that the House adjourn, but subsequently withdrew his motion.

Mr. Ahern of Concord moved that the resolution, with the pending motion, be laid upon the table and made a special order for Tuesday, February 16, at 11.05 o'clock.

On a viva voce vote the motion prevailed.

Mr. Wason of Nashua called for a division. Division being had the vote was declared manifestly in the affirmative.

On motion of Mr. French of Moultonborough,—

Resolved, That when the House adjourns this afternoon it be to meet at 9.30 o'clock on tomorrow morning and that when it adjourns tomorrow morning it be to meet at 8 o'clock on Monday evening.

On motion of Mr. Dodge of Lincoln,—

Resolved, That the Committee on Liquor Laws be allowed the use of Representatives' Hall on Tuesday evening, February 16th, for a public hearing on the bill proposing to repeal the liquor license laws of this state.

On motion of Mr. Doe of Somersworth, the order by which the following bills:

House Bill No. 290, An act to amend chapter 60, section 3, of the Laws of 1891, as amended by chapter 109, section 1, of the Laws of 1903, relating to dog licenses;

House Bill No. 327, An act to amend chapter 60, section 21, of the Laws of 1891, relating to the restraining of dogs;

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes,

were referred to the Committee on Revision of the Statutes, and the order by which

House Bill No. 510, An act in relation to payment for injury done by dogs to domestic animals,
was referred to the Committee on Judiciary, were vacated and the bills were severally referred to the Committee on Agriculture.

On motion of Mr. O'Neill of Walpole, the order by which the following bills:

House Bill No. 203, An act in amendment of section 2 of chapter 86 of the Laws of 1905, relating to registering of automobiles;

House Bill No. 204, An act in amendment of section 6 of chapter 86 of the Laws of 1905, relating to the registering of automobiles,
were referred to the Committee on Revision of the Statutes, and

House Bill No. 205, An act for expending upon state highways funds received in fees from owners of automobiles,
was referred to the Committee on Public Improvements, were vacated and the bills severally referred to the Committee on Judiciary.

Mr. Cole of Berlin offered the following resolution:

Resolved, by this body, That the policy of tariff revision announced by President-elect William H. Taft be and the same hereby is heartily endorsed and that the clerk of the House be directed to send a copy of this resolution to President-elect William H. Taft, and one to each member of our delegation in Congress.

The question being on the adoption of the resolution,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Head of Hooksett, at 2.46 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 157, An act relating to the bond of sheriffs.

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization.

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish.

House Bill No. 267, An act to regulate trolling.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 271, An act prohibiting hunting from power boats.

Read a third time.

On motion of Mr. Lucier of Nashua, the bill was laid upon the table.

House Bill No. 312, An act amending section 5 of chap-

ter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

House Bill No. 398, An act relating to the investments of savings banks.

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

House Bill No. 413, An act to amend chapter 35, Session Laws 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 95, An act incorporating the Raymond Electric Company.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, Benevolent and Protective Order of Elks.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation.

House Bill No. 524, An act in amendment of section 12, chapter 169 of the Public Statutes, authorizing the insur-

ance commissioner to extend the time for filing annual statements of foreign insurance companies.

House Bill No. 233, An act to amend section 1 of chapter 267 of the Public Statutes, relating to cruelty to animals.

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five years from January 1, 1909.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Joint Resolution No. 3, Joint resolution in favor of John K. Law and others.

House Joint Resolution No. 43, Joint resolution appropriating money to aid Dartmouth College in the education of New Hampshire students.

House Bill No. 87, An act to extend the charter of the Derry and Salem Street Railway Company.

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company to insure against losses by tornado, hail and lightning.

House Bill No. 175, An act providing for the estimates of the state expenses and appropriations and the preparation of a bill or bills to meet the same.

House Bill No. 522, An act in amendment of chapter 79 of the Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

Amend section 1 by striking out at the end thereof the words, "in case said funds are held solely for the benefit of said lodge," and insert in the place thereof the follow-

ing: "in case the will or other instrument creating the trust does not limit the investment of the funds otherwise," so that said section, as amended, shall read:

"SECTION 1. That Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, is hereby authorized to invest trust funds held by it in the capital stock of the Masonic Building Association of said Nashua, in case the will or other instrument creating the trust does not limit the investment of the funds otherwise."

On motion of Mr. Lucier of Nashua, the House concurred in the amendment sent down from the Honorable Senate. The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Morrill of Canterbury, at 3.50 o'clock the House adjourned.

FRIDAY, FEBRUARY 12, 1909.

The House met at 9.30 o'clock according to adjournment. Prayer was offered by the chaplain.

COMMITTEE REPORT.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following entitled bill, "House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate had passed the following resolution, in the passage of which it asked the concurrence of the House of Representatives:

Resolved by the Senate, the House of Representatives concurring, That the two branches of the General Court adjourn to attend the commemorative services to be held in behalf of the state in honor of the centenary birthday of Abraham Lincoln.

On motion of Mr. Emerson of Milford, the House concurred in the resolution sent down from the Honorable Senate and at 9.40 o'clock the House adjourned.

MONDAY, FEBRUARY 15, 1909.

The House met at 8 o'clock, according to adjournment.

LEAVES OF ABSENCE.

Mr. Bartlett of Portsmouth was granted leave of absence for the week on account of sickness in his family.

Mr. Soucy of Nashua was granted leave of absence for the week on account of important business.

On motion of Mr. Morrill of Canterbury, at 8.01 o'clock the House adjourned.

TUESDAY, FEBRUARY 16, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Wyman of Manchester was granted leave of absence for the remainder of the week on account of important business.

Mr. Bickford of Manchester was granted leave of absence for the week on account of sickness.

PETITIONS PRESENTED AND REFERRED.

By Mr. Proctor of Bristol, Petition of Thomas T. Drake and eleven citizens of Bristol, N. H., praying for the re-

peal of the license law and the strengthening of the prohibitory law.

By Mr. Proctor of Bristol, Petition of Mrs. W. E. Kirkpatrick and twenty-seven citizens of Bristol praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of Mrs. Preston Pace and forty-four citizens of Rochester, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of W. A. Paige and twenty-three citizens of Rochester praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of Mabel L. Wing and forty citizens of Rochester, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of Louise G. Hunter and twenty-eight citizens of Rochester, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of E. E. Royal and seventeen citizens of Rochester praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Haskell of Claremont, Petition of D. C. Babcock and forty-eight citizens of Claremont, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Haskell of Claremont, Petition of Walter A. Tuttle and ten citizens of Claremont, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Rev. Charles C. Garland and thirty-six citizens of Concord praying for

the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Rev. Minot S. Hartwell and thirty-five citizens of Hinsdale praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Fannie G. Locke and 101 women citizens of Hinsdale praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Hinsdale, N. H., W. C. T. U. praying for the repeal of the license law and the strengthening of the prohibitory laws.

By Mr. Locke of Hinsdale, Petition of Phida Sears Sargent and thirty-seven women citizens of Concord praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Whitney of Rindge, Petition of D. W. Downs and seven other voters of Rindge praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Whitney of Rindge, Petition of George H. French and thirteen citizens of Rindge, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Mrs. W. A. Bacon and 169 women citizens of Littleton, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of W. A. Bacon and forty-three citizens of Littleton, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Rev. W. F. Ineson and twenty-six citizens of Littleton, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Armenia S. White and fifty-seven women citizens of Concord praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of the W. C. T. U., Bertha Hartwell and sixty-four women citizens of Salem, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Honey of Marlow, Petition of J. P. Frye and fourteen citizens of Marlow against the passage of House Bill No. 60.

COMMITTEE REPORTS.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 7, An act in relation to the rate of taxation, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the State Board of Equalization," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Hill of Concord, for the Committee on Ways and

Means, to whom was referred House Bill No. 8, An act in relation to taxation of corporations, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 6, An act relating to the taxation of railroads, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter of the first section of the bill having been covered by a bill in a new draft, reported favorably by the Committee on Ways and Means.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and Property, where taxed," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dodge of Lincoln, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 543, An act for the assessment and collection of poll taxes," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 13, An act for the collection of poll taxes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been covered in another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 262, An act in relation to poll tax, and providing for the collection of same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 12, An act in relation to poll tax, and in amendment of chapters 55 and 59 of the Public Statutes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter having been covered in another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 287, An act to provide for the taxation of savings banks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire relating to the taxation of money on hand or at interest, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the adoption of the resolution of the committee,

(Discussion ensued.)

On motion of Mr. Lane of Pittsfield, the bill was laid upon the table.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following joint resolution, "House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 471, An act in relief of persons holding real estate on which there is a mortgage, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Mr. Horton of Piermont, the action of the House in adopting the report of the committee was rescinded.

On motion of the same gentleman, the bill was laid upon the table.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 154, An act relating to legislative counsel and agents, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 375, An act relating to persons and their counsel and other employés having business before the General Court, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Libby of Gorham, for the Committee on Judiciary, to whom was referred House Bill No. 325, An act in relation to slander and libel against a person deceased, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 135, An act to repeal chapter 56, Session Laws of 1907, entitled "An act relating to Chocorua and Paugus brooks, county of Carroll," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, reported the following entitled bill, "House Bill No. 544, An act to change the name of Wheelright pond in the town of Lee," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 498, An act to provide for the forfeiture in certain cases of the franchise of corporations engaged in the generation or distribution of electricity for public uses, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 412, An act to provide for the better protection of nursery stock, reported

the same with the following amendments and the recommendation that the bill as amended ought to pass:

Amend section 7 by adding: "All transportation companies within this state receiving or carrying stock from any point without the state to any point within the state shall immediately, upon receiving such consignments, notify the secretary of the state board of agriculture of the fact that such consignment is in their possession, giving the name of the consignor and consignee and the point of destination of such consignment."

Amend section 17 by changing the words, "one thousand" in the first line to "five hundred," so that section 17 shall read:

"SECT. 17. A sum not exceeding five hundred dollars in addition to the receipts under this act may be expended by the state board of agriculture in carrying out the provisions thereof."

The report was accepted, the amendments adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 152, An act in amendment of chapter 43, Laws of 1903, entitled "An act to authorize the state board of agriculture to appoint a state nursery inspector, etc., reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Joyal of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the bill by striking out at the end of section 1

the following words, "and other destructive element and causes," and inserting in place thereof the following words, "hail or tornado."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 421, An act in amendment to section 43, chapter 79, as amended by Laws of 1903, 1905, 1907, to protect the American osprey or fish hawk, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 393, An act to regulate trolling for lake trout, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 88, An act to amend that part of the fish and game laws of the state, passed in section 48 of chapter 79 of the Session Laws of 1901, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, as the subject-matter is sufficiently covered by existing statute.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 296, An act in amendment of section 5, chapter 79 of the Public Statutes, relating to changing the time of fishing through the ice, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Bill No. 102, An act providing for a bounty on hawks, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, reported the following entitled bill, "House Bill No. 545, An act for the protection of ice in certain cases," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

BILLS FORWARDED.

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

The question being,

Shall the bill be read a third time?

On motion of Mr. Buffum of Winchester, the rules were suspended and the bill recommitted to the Committee on Judiciary.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 534, An act to aid in the suppression of tuberculosis.

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An act to provide for the taxation of express companies."

House Bill No. 156, An act relating to the fees of deputy sheriffs.

Severally taken from the table and ordered to a third reading.

On motion of Mr. Rolfe of Concord, at 12.30 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVES OF ABSENCE.

Mr. Perkins of Exeter was granted leave of absence for the day on account of sickness.

Mr. Pratt of Sutton was granted leave of absence for the week on account of attending a funeral.

Mr. Curtis of Manchester was granted leave of absence for the week on account of sickness.

THIRD READINGS.

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Co., relating to its capital stock and powers."

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 89, An act to establish water-works in New Hampton Village Fire Precinct in the town of New Hampton.

The third reading having commenced, on motion of Mr. Hollis of Concord, the rules were suspended, the further reading of the bill dispensed with and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

(Mr. Madden of Keene in the chair.)

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and Sewers."

House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 534, An act to aid in the suppression of tuberculosis.

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An to provide for the taxation of express companies."

House Bill No. 156, An act relating to the fees of deputy sheriffs.

Severally read a third time and passed and sent to the Senate for concurrence.

Mr. Herbert A. Jones of Gilford, having qualified before His Excellency, the Governor, appeared and took his seat as a member of the House.

On motion of Mr. Sayers of Manchester, at 3.24 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 17, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Goodwin of Mason was granted leave of absence for the remainder of the week on account of an accident.

PETITIONS PRESENTED AND REFERRED.

By Mr. Jones of Portsmouth, Petition of Margaret Wood and 14 women of Portsmouth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Jones of Portsmouth, Petition of James Bilbruck and 14 citizens, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Jones of Portsmouth, Petition of the Woman's Christian Temperance Union of Newfields, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Jones of Portsmouth, Petition of the Congregational and Methodist churches of Newmarket, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Emerson of Milford, Petition of Mrs. Walter F. Whitney and two other citizens of Milford, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Emerson of Milford, Petition of Walter F. Whitney and three others of Milford, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stevens of Somersworth, Petition of A. E. Monger and ten citizens of Somersworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stevens of Somersworth, Petition of Henry H. Wentworth and eight citizens of Somersworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stevens of Somersworth, Petition of Leona H. Bates and thirteen citizens of Somersworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stevens of Somersworth, Petition of J. A. Whittier and two citizens of Somersworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gale of Greenville, Petition of Fred B. Kimball and eight citizens of Greenville, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gale of Greenville, Petition of Flora L. Kimball and 17 citizens of Greenville, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Proctor of Bristol, Petition of George J. Judkins and 22 citizens of Bristol, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Nason of Dover, Petition of Ella E. Emerson and 132 women of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Nason of Dover, Petition of Miss C. R. Wendell and 23 other citizens of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Nason of Dover, Petition of T. H. Clark and 21 other citizens of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Burnham of Epsom, Petition of Sarah A. Roys and 21 women of Epsom, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Burnham of Epsom, Petition of Ozro Roys and voting citizens of Epsom, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of William Wright

and 47 citizens of Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Felker of Rochester, Petition of Adeline E. Wright and 62 other citizens of Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Proctor of Bristol, Petition of Mrs. Etta G. Musgrove and 37 women of Bristol, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gilman of Madison, Petition of citizens of Madison, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Mason of Marlborough, Petition of Mrs. C. S. Moors and 36 citizens of Marlborough, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Woman's Christian Temperance Union of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Durgin of Andover, Petition of H. W. Rowell and 23 citizens of Andover, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gray of Alexandria, Petition of Mrs. C. A. G. Bullock and 21 other citizens of Alexandria, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gray of Alexandria, petition of Harvey Akerman and eleven other citizens of Alexandria, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 56, An act to exempt District Nursing Association of the city of Manchester from taxation.

House Bill No. 113, An act to exempt the trustees of the Home for Indigent Women from taxation.

House Bill No. 467, An act providing for the change of the name of the New Hampton and Meredith Free Will Baptist Society.

House Bill No. 338, An act in amendment of an act of 1893, entitled "An act to authorize the Whitefield Village Fire District to maintain water works in Whitefield."

House Bill No. 206, An act authorizing the town of Holderness to construct public wharves on Squam lake and to lay out highways to the same.

House Bill No. 24, An act in relation to marking the location of public and historic incidents.

House Bill No. 522, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 169, An act to incorporate Keene Lodge, No. 927, of the Benevolent and Protective Order of Elks.

House Bill No. 95, An act to incorporate the Raymond Electric Company.

House Bill No. 437, An act to amend the charter of the New Hampshire Fire Insurance Company, to permit said company to insure against losses by tornado, hail and lightning.

House Bill No. 233, An act to amend section 1, chapter 267, of the Public Statutes, relating to cruelty to animals.

House Bill No. 175, An act providing for estimates of state expenses and the preparation of an appropriation bill or bills to meet the same.

House Bill No. 524, An act in amendment of section 12, chapter 169, of the Public Statutes, authorizing the insurance commissioner to extend the time for filing the annual statements of foreign insurance companies.

House Bill No. 90, An act to allow Rising Sun Lodge, No. 39, A. F. and A. M., of Nashua, to invest trust funds in the Masonic Building Association of Nashua.

House Joint Resolution No. 43, appropriating money to aid Dartmouth College in the education of New Hampshire students.

House Joint Resolution No. 3, in favor of John K. Law and others.

House Bill No. 87, An act to amend the charter of the Derry and Salem Street Railway Company.

House Bill No. 33, An act to amend and extend the charter of the Keene Electric Railway Company.

House Bill No. 384, An act to prohibit fishing through the ice in Mosquito pond in Manchester, N. H., during the term of five (5) years from January 1, 1909.

House Bill No. 162, An act protecting pheasants and other foreign game birds.

House Bill No. 293, An act to exempt the Mercy Home of the New Hampshire Women's Christian Temperance Union from taxation.

The report was accepted.

Mr. Buffum of Winchester, for the Committee on Soldiers' Home, reported the following joint resolution, "House Joint Resolution No. 72, Joint resolution in favor of the New Hampshire Soldiers' Home," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred Senate Bill No. 1, An act relating to incompatibility of certain offices of school dis-

tricts, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 64, An act in amendment of chapter 77, Session Laws of 1899, concerning equalization and supervisory funds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes and defining the term school district, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Joint

Resolution No. 36, Joint resolution providing a fish screen at the outlet of Squam lake, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said joint resolution by striking out the word "three" and inserting in place thereof the word "two" in the first line thereof.

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village fire precinct to supply water for industrial purposes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 546, An act authorizing towns to raise money for pat-

riotic observances,'' with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 339, An act for the disposition of fines imposed by police courts and justices of the peace, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 22, An act for the regulation of political conventions and caucuses, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose inspection is necessary in the preparation for trial of any cause of action, or on the trial of such cause, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred House Bill No. 108, An act for the re-seeding of denuded timber lands, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No.

21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Humphreys of Portsmouth, for the Committee on Claims, to whom was referred House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Commitee on Appropriations under the rules.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 1 of said bill by striking out the whole of said section and inserting in place thereof the following:

"Amend chapter 259 of the Laws of 1907 by adding the following new section and by renumbering 'Section 4' of said chapter 'Section 5.' SECT. 4. The Laconia Hospital Association, being in the nature of a charitable institution, its property shall be exempted from taxation."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 242, An act in amendment of chapter 4, Session Laws of 1903, entitled "An act in amendment of chapter 78, Laws of 1901, entitled 'An act providing for a judiciary system consisting of two courts,'" reported the same in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 46, An act to provide for a new state house, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted.

The question being on the adoption of the resolution of the committee.

(Discussion ensued.)

On motion of Mr. O'Neill of Walpole, the bill was laid upon the table.

Mr. Emerson of Milford for the Committee on Public Improvements, to whom was referred House Bill No. 500, An act to provide for the erection of a new state house in Manchester, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted.

The undersigned, a minority of the Committee on Public Improvements, to whom was referred House Bill No. 500, An act to provide for the erection of a new state house in Manchester, having considered the same, reports that he is unable to agree with the conclusions of the majority, and reports the same with the recommendation that the bill ought to pass.

JAMES A. SAYERS.

Mr. Hurd of Manchester moved that the report of the minority be substituted for that of the majority and with that motion pending that the bill and reports be laid upon

the table and made a special order for Tuesday, February 23, at 11.01 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Woodbury of Woodstock called for a division but subsequently withdrew his call.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 533, An act to enable the City of Manchester to raise and appropriate money for the purpose of building a state house in Manchester, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted.

The undersigned, a minority of the Committee on Public Improvements, to whom was referred House Bill No. 533, An act to enable the city of Manchester to raise and appropriate money for the purpose of building a state house in Manchester, having considered the same, reports that he is unable to agree with the conclusions of the majority and reports the same with the recommendation that the bill ought to pass.

The provisions of this act simply enables the city of Manchester to make a legal offer; commits no member of the Legislature to any position on the main question, and justice and fair play require its passage by the Legislature.

JAMES A. SAYERS.

Mr. Hurd of Manchester moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Tuesday, February 23, at 11:00:30 o'clock.

The question being on the motion of Mr. Hurd,

(Discussion ensued.)

Mr. Ahern of Concord moved to amend by making the hour 11.05 o'clock.

The question being on the adoption of the amendment,

(Discussion ensued.)

Mr. Emerson of Milford raised the point of order that the gentleman speaking was not speaking on the question of time.

The Speaker ruled the point of order well taken.

Mr. Emerson of Milford again raised the point of order that the gentleman was still not speaking on the question of time.

The Speaker ruled the point of order well taken.

Mr. Howe of Concord raised the point of order that the gentleman now speaking was not speaking on the question of time.

The Speaker ruled the point of order well taken.

The question being on the adoption of the amendment,

On a *viva voce* vote the chair was in doubt.

Mr. Moreau of Manchester called for a division.

A division being had, 238 gentlemen voted in the affirmative and 69 gentlemen voted in the negative.

Mr. Wagner (Adolph) of Manchester demanded the yeas and nays, and the roll was called with the following result:

YEAS, 251.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Rand of Chester, Currier of Danville, Payne, Hepworth, French of East Kingston, Perkins, Stevenson, Cook, Corson, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Marvin, Torrey, Harvey, Brown of North Hampton, Leighton, Holmes, Hett, Jones of Portsmouth, Hackett, Philbrick, Casey, Humphreys, Clark of Portsmouth, Sawyer, Wheeler (Benjamin R.), of Salem, Rand of Sandown, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Kee-

nan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wedgwood, Wood, Miller of New Durham, Clark of Rochester, Crocker, Beaudoin, Kimball of Rochester, Stevens of Somersworth, Gastonguay, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Livingston, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Rogers, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Burnham, Chadwick, Morrison, Holt of Franklin, Jenks of Franklin, Falvey, Head, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Prince, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Cheever, Gale, Upton, Baker of Hillsborough, Newman, Hardy, Clyde, Emerson, Walbridge, Howard, Swart, Wason, McLane, Preston of New Ipswich, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Aldrich, George of Keene, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Goodnow of Sullivan, Clement, Brown of Troy, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Cheney, Southard, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Wallace, Carlton, Burt, Barney, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Jolbert, Cole, Bouchard, Burlingame, Barron, Fellows, Drew, Gray of Columbia, Farr, Libby, Spaulding, Guernsey, Hebberd, Clook, Hayes, Evans, Jackson, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

NAYS, 97.

ROCKINGHAM COUNTY.—Lang, Ladd, Anderson, Weeks of Exeter, Kennedy, Hill of Plaistow, Poore, Brown of Seabrook, Alexander.

STRAFFORD COUNTY.—Otis, Snell, Pinkham, Felker, Marcotte, Fournier, Doe, Sampson, Beamish, Kearns.

BELKNAP COUNTY.—Sanborn of Gilmanton, Avery of Laconia.

MERRIMACK COUNTY.—Lapointe, Lane of Pittsfield, Osgood of Pittsfield, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Farley, Jenks of Goffstown, George of Goffstown, Tarbell, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Wheeler

of Manchester, Worthen, Murray, Murphy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Bean, Dunnington of Manchester, Ward 6, Fuller, Straw, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Moreau, Nerbonne, Hebert, Bailly of Manchester, Lee, Flaherty, Dickey, Lafond, Butterfield, Melzer, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Taggart, O'Toole, Chagnon, McQuesten, Giles, Peaslee.

CHESHIRE COUNTY.—Dodge of Alstead, Chaplin, Cutter, Hanna, O'Neill.

SULLIVAN COUNTY.—Merrill of Claremont, Barker.

COOS COUNTY.—Toothaker, Paquet.

and the affirmative prevailed.

The question being on the motion that the bill and reports be laid upon the table and made a special order for Tuesday, February 23, at 11.05 o'clock,

On a *viva voce* vote the affirmative prevailed.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 101, An act to provide for the enlargement and remodeling of the state house, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following entitled bill, "House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

The undersigned, a minority of the Committee on Public Improvements, having considered the subject, namely, An act to provide for the enlargement, remodeling, heating

and furnishing of the state house, reported by a majority of said committee, is unable to agree with the recommendation of the majority and reports the same with the following resolution:

Resolved, That it is inexpedient to legislate, the reasons for dissent being as follows:

That any attempt to repair the present state house so as to make it suitable for the transaction of the state's increasing business cannot be done with the amount of money to be raised as set forth in said bill; that large subsequent and supplementary appropriations for the completion of the work would be asked of succeeding Legislatures; that the present state house cannot be so repaired as to make the older portion of the building safe from fire, and that the large number of calls for money from the treasury of the state for state institutions, state expenses and other worthy objects, together with the present outstanding bonded debt of the state, make the expenditure called for in the bill unwise, extravagant and inexpedient.

JAMES A. SAYERS.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hurd of Manchester moved that the report of the minority be substituted for that of the majority and with that motion pending that the bill and reports be tabled and made a special order for Tuesday, February 23, at 11.10 o'clock.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Nason of Dover, at 12.50 o'clock the House took a recess until 2.30 p. m.

(After recess.)

Mr. Clough of Lebanon, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dow of Laconia, for the special committee consisting of the delegation from the city of Laconia, to whom was referred House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 468, An act in amendment of section 4 of chapter 207 of the Laws of 1907, in relation to the assessors of taxes of the city of Portsmouth, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been included in a bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 354, An act to revise the charter of the city of Portsmouth in relation to the board of education, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 356, An act to amend the charter of the city of Portsmouth in relation to the city council, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

On motion of Mr. Hackett of Portsmouth, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Philbrick of Portsmouth, for the special committee consisting of the delegation from the city of Portsmouth, to whom was referred House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The undersigned, a minority of the special committee consisting of the Portsmouth delegation, to whom was referred House Bill No. 352, An act to amend the charter of the city of Portsmouth, to establish a board of public works, find we are unable to agree with the findings of the

majority of said committee and we hereby submit the following report and resolution:

Resolved, That it is inexpedient to legislate.

JOHN AUGUST HETT.
HOWARD H. HANSCOM.
WILLIAM CASEY.
JOSIAH N. JONES.

Mr. Stevenson of Exeter moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and accompanying reports be laid upon the table and made a special order for Thursday, February 18, at 11.05 o'clock.

BILLS AND JOINT RESOLUTIONS FORWARDED.

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and author-

izing the governor and council to expend funds in emergencies and providing for temporary loans.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDER.

Mr. Felker of Rochester called for the special order, House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

Mr. Felker of Rochester moved to amend the bill by striking out all after the title and inserting in place thereof the bill as reported by a minority of the committee.

The question being on the adoption of the amendment,

(Discussion ensued.)

Mr. Preston of New Hampton moved that the bill and pending amendment be recommitted to the Committee on Judiciary for further consideration.

(Discussion ensued.)

Mr. Moreau of Manchester raised the point of order that the gentleman speaking was not speaking to the question.

The Speaker ruled the point of order well taken.

Mr. Keenan of Dover moved the previous question.

The Speaker declined to entertain the motion, as it was not properly seconded.

Mr. Buffum of Winchester raised the point of order that two gentlemen had seconded the motion for the previous question.

The Speaker ruled the point of order not well taken.

The question being on the motion to recommit to the Committee on Judiciary.

(Discussion ensued.)

Mr. Musgrove of Hanover moved the previous question.

The motion was seconded by Messrs. Clough of Lebanon and Dodge of Lincoln.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The Speaker stated that the main question was on the amendment proposed by Mr. Felker of Rochester, but that under the rules the motion of Mr. Preston of New Hampton would be put first.

Mr. Buffum of Winchester raised the point of order that the main question was the motion to recommit.

The Speaker ruled the point of order not well taken.

The question being on the motion to recommit to the Committee on Judiciary,

On a *viva voce* vote the affirmative prevailed.

On motion of Mr. Keenan of Dover at 6 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 174, An act to repeal all annual and standing appropriations.

House Bill No. 526, An act authorizing and approving the request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie foundation for the advancement of teaching."

House Bill No. 49, An act to legalize the biennial election of the town of Temple held on November 3, 1908.

House Bill No. 97, An act providing for the registration of resident hunters.

House Bill No. 197, An act in relation to the issue of stock by the Underwriters' Fire Insurance Company.

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company of Concord, N. H."

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 230, An act in relation to the appointment of appraisers by the judge of probate, in addition to section 2, chapter 189 of the Public Statutes.

The message further announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, and amended title, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines.

Amend the same by striking out section 1 of the bill and inserting in the place thereof the following:

"SECTION 1. The tax claimed by the state to be due, under the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, upon property passing by the residuary clause, to wit, clause 7, of the will of Marilla M. Rines, late of Bos-

cawen, New Hampshire, said clause bequeathing and devising the residuum of said estate, in trust, for distribution to charitable objects, or for the relief of such persons as are poor and needy, and for the relief of those suffering from disease, be, and the same is, hereby abated."

Amend the title of the bill so it will read, "An act abating the tax claimed by the state under chapter 40 of the Laws of 1905, and amendments thereto, on a certain legacy or devise under the will of Marilla M. Rines."

On motion of Mr. Ahern of Concord, the amendments sent down from the Honorable Senate were laid upon the table.

On motion of Mr. Ahern of Concord, at 6.08 o'clock the House adjourned.

THURSDAY, FEBRUARY 18, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

PETITIONS PRESENTED AND REFERRED.

By Mr. Clough of Haverhill, Petition of Mrs. B. J. Glazier and eight citizens of Haverhill Center, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clough of Haverhill, Petition of Rev. B. J. Glazier and eleven citizens of Haverhill Center, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of North Hampton, Petition of Mrs. H. S. Brown and eleven women of North Hampton, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of North Hampton, Petition of Fred A. Drew and twenty-eight citizens of North Hampton, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Seavey of Barrington, Petition of E. E. Wiggin and twelve citizens of Barrington, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Seavey of Barrington, Petition of Martha P. Sanborn and fourteen citizens of Barrington, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Harvey of Newton, Petition of May Sargent Hayford and thirty-seven citizens of Newton, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Harvey of Newton, Petition of Edward Hayford and twenty-nine citizens of Newton, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Toothaker of Berlin, Petition of George Clinch and forty-two citizens of Berlin, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Toothaker of Berlin, Petition of Mrs. Myrtie E. Henderson, and 144 citizens of Berlin, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Hanna of Swanzey, Petition of George A. Furness and twenty-seven citizens of Swanzey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Hanna of Swanzey, Petition of Mrs. Flora E. Newell and sundry citizens of Swanzey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Concord, Petition of George H. Reed and citizens of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Concord, Petition of Mrs. Maxham and fifteen other citizens of Concord, praying for the repeal

of the license law and the strengthening of the prohibitory law.

By Mr. Dining of Stratham, Petition of Mrs. Abby M. Jewell and eight other women of Stratham, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Dining of Stratham, Petition of DeWitt Clinton Jewell and four citizens of Stratham, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Dining of Stratham, Petition of Mrs. Thomas W. Sparks and thirty-eight other women of Stratham, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Hebberd of Milan, Petition of N. D. Witham and thirty-six citizens of Milan, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Hebberd of Milan, Petition of Mrs. Ida Crockett and fifty-eight citizens of Milan, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

SENATE BILLS READ AND REFERRED.

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

Severally read a first and second time and referred to the Committee on Fisheries and Game.

COMMITTEE REPORTS.

Mr. Chesley of Concord, for the Committee on Agriculture, to whom was referred House Bill No. 151, An act in

amendment of chapter 43, Laws of 1903, relating to the duties of the state nursery inspector, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been covered by another bill favorably reported by this committee.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 291, An act to authorize the city of Somersworth to exempt certain property from taxation, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 490, An act in relation to telephone companies and their districts, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 442, An act to incorporate the Manchester Masonic Building Association, reported the same with the recommendation that the bill be referred to the Committee on Incorporations, the objects desired not being obtainable under the general laws.

The report was accepted and the bill referred to the Committee on Incorporations.

Mr. Prince of Salisbury, for the Committee on County Affairs, to whom was referred House Bill No. 370, An act to define the duties of county treasurers with respect to depositing county funds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Toothaker of Berlin, for the Committee on Public Health, to whom was referred House Bill No. 186, An act to prevent the pollution of the west branch of the Piscataquog River, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 425, An act prohibiting the manufacture and sale of cigarettes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Marden of Chichester, for the Committee on Labor, reported the following entitled bill, "House Bill No. 548, An act in amendment of chapter 48 of the Laws of 1893, entitled 'An act to provide for a commissioner of labor and to establish a bureau of labor,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Aldrich of Keene, for the Committee on Public Health, to whom was referred House Bill No. 331, An act for the establishment of dispensaries for the free treatment of indigent persons affected with tuberculosis, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 220, An act in relation to lumbering operations, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 65, An act in amendment of chapter 31, Session Laws of 1903, concerning the examination of teachers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition of "High School," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next Constitutional Convention as to the manner in which the membership of the House of Representatives can be reduced, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting after the word "persons" in the fourth line thereof the following, "only two of whom shall be of the same political party," so that said section as amended shall read as follows:

"SECTION 1. That the governor by and with the advice and consent of the council shall in the month of December, 1909, appoint a commission of three competent persons, only two of whom shall be of the same political party, who shall serve without pay, with a view to ascertaining whether the membership of the House of Representatives can be

reduced proportionately throughout the state. Said commission to investigate and examine the conditions prevailing in this state and elsewhere and report to the next constitutional convention the manner in which the representation of the different towns and cities of the state can be best reduced.''

The report was accepted, the amendment adopted and the bill ordered to a third reading.

BILLS AND JOINT RESOLUTION FORWARDED.

House Bill No. 154, An act relating to legislative counsel and agents.

House Bill No. 325, An act in relation to slander and libel against a person deceased.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

House Bill No. 545, An act for the protection of ice in certain cases.

Severally taken from the table and ordered to a third reading.

House Bill No. 543, An act for the assessment and collection of poll taxes.

Taken from the table.

Mr. Sanborn of Gilmanton offered the following amendment:

Strike out the word ''three'' in the first line and insert in place thereof the word ''two.''

The question being on the adoption of the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted. The bill was then ordered to a third reading.

House Bill No. 544, An act to change the name of Wheelright pond, in the town of Lee.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDER.

Mr. Hackett of Portsmouth called for the special order, House Bill No. 352, An act to amend the charter of the city of Portsmouth, establishing a board of public works.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

The bill was then ordered to a third reading.

On motion of Mr. Hackett, the rules were suspended and the bill made in order for a third reading at the present time.

The third reading having commenced, on motion of Mr. Wason of Nashua the rules were suspended, the further reading of the bill dispensed with, and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

On motion of Mr. Ahern of Concord, House Bill No. 390, An act exempting from the provisions of chapter 40 of the Laws of 1905, as amended by chapters 68, 82 and 138 of the Laws of 1907, a certain legacy or devise under the will of Marilla M. Rines, was taken from the table.

The question being,

Shall the House concur in the amendments sent down from the Honorable Senate?

(Discussion ensued.)

On motion of Mr. Ahern of Concord, the House concurred in the amendments.

The bill was then sent to the Secretary of State to be engrossed.

Mr. French of Moultonborough offered the following resolution:

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock and that when it adjourns tomorrow morning it be to meet at 8 o'clock on Monday evening.

On motion of Mr. Torrey of Newfields, at 12.30 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

Senate Bill No. 1, An act relating to incompatibility of certain offices of school districts.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters.

House Bill No. 421, An act in amendment of section 43, chapter 79, as amended by Laws of 1903, 1905, 1907, to protect the American osprey or fish hawk.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance company.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and property, where taxed."

Severally read a third time and passed and sent to the Senate for concurrence.

(Mr. Libby of Gorham in the chair.)

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans.

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose inspection is necessary in the preparation for trial of any cause of action or on the trial of such cause.

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village fire precinct to supply water for industrial purposes.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57 of the Public Statutes, relating to the annual invoice of polls and taxable property.

Severally read a third time and passed and sent to the Senate for concurrence.

(The Speaker in the chair.)

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term, school district.

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam lake.

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empow-

ering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same.''

House Bill No. 538, An act to amend an act entitled ''An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad,'' passed February 28, 1901.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same.

House Bill No. 154, An act relating to legislative counsel and agents.

House Bill No. 325, An act in relation to slander and libel against a person deceased.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 545, An act for the protection of ice in certain cases.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Wason of Nashua, the bill was laid upon the table.

House Bill No. 544, An act to change the name of Wheelright pond, in the town of Lee.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 23, An act to establish the Penacook Union School District.

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic ocean.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 80, An act in amendment of chapter 114 of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant lake, New London.

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington, and annex the same to the school district in the town of Antrim, for school purposes.

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903, and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish.

House Bill No. 312, An act amending section 5, chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

House Bill No. 352, An act to amend the city charter of

the city of Portsmouth, establishing a board of public works.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

House Bill No. 527, An act for the adoption of a state flag.

House Bill No. 59, An act in amendment of chapter 61, Session Laws of 1903, relating to the care and support of the dependent insane by the state.

House Bill No. 173, to provide for the assessment and collection of a state tax for the year 1909.

The message further announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment and with amended title, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 119, An act in amendment of section 14, chapter 283 of the Public Statutes, relating to the Industrial School.

Amend the bill by striking out the figures "283" in the first line of section 1 and inserting in the place thereof the figures "284," so that said section as amended shall read as follows:

"SECTION 1. Section 14 of chapter 284 of the Public Statutes is hereby amended by striking out the words 'for such term not less than one year, nor extending beyond the age of twenty-one years, as the court or justice shall judge most for his true interest and benefit,' and inserting

instead thereof the words 'for minority,' so that said section shall read as follows:

"SECT. 14. Whenever a minor under the age of seventeen years shall be convicted of an offence punishable by imprisonment, otherwise than for life, and shall be sentenced accordingly, the court or justice, upon application of the minor, his friends, or the state's attorney, may order that, instead of such imprisonment, the minor may be sent to and be kept employed and instructed at the Industrial School for minority, provided he shall conduct himself according to the regulations of the school. A copy of such order shall be sufficient authority for his commitment and detention at the school."

Amend the title by striking out the figures "283," and insert in the place thereof the figures "284," so that the title as amended shall read, "An act in amendment of section 14, chapter 284 of the Public Statutes, relating to the Industrial School."

On motion of Mr. Ahern of Concord, the House concurred in the amendments sent down from the Honorable Senate.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal, charitable or other organizations in the use of their names and emblems and providing penalties for the violation thereof.

Amend section 4 by inserting the word "willfully" after the word "person," in the first line thereof, and further amend by substituting the word "ten" for the word "fifty" in the third line of said section, so that said section as amended shall read as follows:

"SECT. 4. Any person willfully violating the provisions of section 1 or 2 of this act shall be deemed guilty of a

misdemeanor and upon conviction thereof fined not exceeding ten dollars or imprisoned in the county jail not exceeding thirty days or both such fine and imprisonment."

On motion of Mr. Hurd of Manchester, the House concurred in the amendments sent down from the Honorable Senate.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

Amend section 1 by striking out the first eight lines thereof and the part of the ninth line ending with the word "purchaser," and inserting in the place thereof the following: "Each tax collector or sheriff, within two days after selling any real estate for taxes, shall forward by registered mail to the register of deeds for the county in which the real estate is situated, a statement of the following facts relating to each parcel of real estate sold, certified by him to be true: the name of the person, persons or corporation to whom the real estate was taxed, as it appears in the tax list committed to him; the description, if any, of the property as it appears in said list; the amount of the taxes for which the sale was made; the date of the sale; the name of the purchaser; the sum paid or to be paid by the purchaser; a description of the parcel or interest sold; and a statement of the officer's fees and expenses in making the sale, and reporting the same to the register of deeds," so that said section as amended shall read as follows:

"Each tax collector or sheriff, within two days after selling any real estate for taxes, shall forward by registered mail to the register of deeds for the county in which the real estate is situated, a statement of the following facts relating to each parcel of real estate sold, certified by him to be true: the name of the person, persons or corpora-

tion to whom the real estate was taxed, as it appears in the tax list committed to him; the description, if any, of the property as it appears in said list; the amount of the taxes for which the sale was made; the date of the sale; the name of the purchaser; the sum paid or to be paid by the purchaser; a description of the parcel or interest sold; and a statement of the officer's fees and expenses in making the sale, and reporting the same to the register of deeds.

"When any such sale shall be redeemed the tax collector or sheriff shall, within two days, notify the register of deeds in his county of the fact of such redemption, the date of the same and the person or persons or corporation so redeeming."

Amend section 3 by substituting the following for it:

"SECT. 3. The tax collector or sheriff shall be allowed a fee of twenty-five cents for each parcel of real estate sold by him for taxes, together with the actual cost of postage for reporting the facts as provided in section 1; and the register of deeds shall be allowed twenty-five cents for recording the facts as to each parcel, to be advanced by the tax collector or sheriff, and taxed with his other fees and charges for making the sale. Like fees shall be allowed in cases of redemption of property from tax sales, to be paid by the person redeeming."

On motion of Mr. Hollis of Concord, the House concurred in the amendments sent down from the Honorable Senate.

The bills were then severally sent to the Secretary of State to be engrossed.

Agreeable to previous notice, Mr. Buffum of Winchester offered the following resolution:

Resolved, That rule 23 be amended by striking out the last sentence, "The motion shall not be put unless demanded by three members."

The question being on the adoption of the resolution,

On motion of Mr. Ahern of Concord, the resolution was referred to the Committee on Rules.

Mr. Buffum of Winchester gave notice that on tomorrow

or some subsequent day he should move to reconsider the vote whereby the House adopted the report of the Committee on Education, that it is inexpedient to legislate, on House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition of "High School."

Mr. Woodbury of Woodstock gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the report of the Committee on Public Health, that it is inexpedient to legislate, on House Bill No. 331, An act for the establishment of dispensaries for the free treatment of indigent persons affected with tuberculosis.

Mr. Seavey of Barrington moved that the House adjourn.

The question being on the motion to adjourn,

Mr. Emerson of Milford demanded the yeas and nays and the roll was called with the following result:

YEAS, 124.

ROCKINGHAM COUNTY.—Brown of Auburn, Carr of Brentwood, Cook, Corson, Torrey, Brown of North Hampton, Leighton, Hackett, Sawyer, Carr of South Hampton.

STRAFFORD COUNTY.—Seavey, Snell, Pinkham, Crocker, Felker, Stevens of Somersworth.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Follansbee, Smith of Laconia, Preston of New Hampton, Hanson.

CARROLL COUNTY.—Shackford, Andrews of Conway, Avery of Effingham, Merrow, Gilman, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Marden of Chichester, Farrand, Marden of Concord, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Lord, Burnham, Chadwick, Holt of Franklin, Head, Boutwell, Lovering, Chase of Northfield, Lane of Pittsfield, Osgood of Pittsfield, Prince.

HILLSBOROUGH COUNTY.—Farley, Holt of Francestown, George of Goffstown, Gale, Newman, Hardy, Clyde, Tar-

bell, Richer, Dey, Wagner of Manchester, Ward 2, Hurd, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Barnard of Manchester, Worthen, Cavanaugh, Joyal, Fuller, Wagner of Manchester, Ward 8, Lagerquist, Emerson, Wason, Lucier, Taggart, McLane, Richardson of Wilton.

CHESHIRE COUNTY.—Locke of Hinsdale, Jones of Keene, Honey, O'Neill, Buffum.

SULLIVAN COUNTY.—Huntoon, Johnson, Barker, Flanders.

GRAFTON COUNTY.—Parker of Benton, Gordon, Morrill of Bridgewater, Sargent, Hall, Clough of Haverhill, Bailey of Haverhill, Stevens of Landaff, Stearns, Messenger, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Dimick, Smith of Monroe, Horton of Orford, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Woodbury.

COOS COUNTY.—Cole, Fellows, Cummings, Drew, Gray of Columbia, Farr, Libby, Spaulding, Evans.

NAYS, 4.

BELKNAP COUNTY.—Locke of Laconia.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Hollis.

HILLSBOROUGH COUNTY.—Harvell.

and a quorum of the House not being present, at 4.31 o'clock the House was declared adjourned.

FRIDAY, FEBRUARY 19, 1909.

The House met at 9.30 o'clock, according to adjournment. Prayer was offered by the chaplain.

SENATE BILL READ AND REFERRED.

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

The bill was read a first and second time, laid upon the table to be printed and then referred to the Committee on Judiciary.

COMMITTEE REPORTS.

Mr. Hackett of Portsmouth, for the Committee on Railroads, to whom was referred House Bill No. 323, An act authorizing street railway corporations to carry freight and express, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 209, An act for the support and encouragement of common schools, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Hackett of Portsmouth, for the Committee on Railroads, to whom was referred House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 201, An act in amendment of chapter 175 of the Laws of 1887, entitled "An act to confirm and continue the organization of the Capital Fire Insurance Company, of Concord, N. H."

House Bill No. 97, An act providing for the registration of resident hunters.

House Bill No. 49, An act to legalize the biennial election of the town of Temple, held November 3, 1908.

House Bill No. 526, An act authorizing and approving request of the board of trustees of the New Hampshire College of Agriculture and Mechanic Arts for the admission of the college to the benefits of the "Carnegie foundation for the advancement of teaching."

House Bill No. 174, An act to repeal all annual and standing appropriations.

House Bill No. 197, An act in relation to the issue of stock by the Underwriters Fire Insurance Company.

On motion of Mr. Bemis of Harrisville, at 9.51 o'clock the House adjourned.

MONDAY, FEBRUARY 22, 1909.

The House met at 8 o'clock, according to adjournment.

The following letter was read by the clerk:

DOVER, N. H., February 22, 1909.

Wm. J. Ahern, Esq., Concord, N. H.

Dear Sir: I shall be unable to be present at the session this evening. Will you kindly preside for me, and oblige,

Yours respectfully,

WALTER W. SCOTT,

Speaker.

On motion of Mr. French of Moultonborough, out of respect to the day, at 8.01 o'clock the House adjourned.

TUESDAY, FEBRUARY 23, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Penniman of Plainfield was granted leave of absence for the week on account of sickness.

Mr. Carr of Greenland was granted leave of absence for the week on account of sickness in his family.

Mr. Hanson of Sanbornton was granted leave of absence for the day on account of business.

Mr. Guernsey of Lancaster was granted leave of absence for the week on account of important business.

COMMITTEE REPORTS.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 329, An act to amend chapter 189 of the Session Laws of 1903, entitled "An act in amendment of the charter of the city of Dover, creating a board of police commissioners for said city and fixing the salaries of the officers in the police department," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Libby of Gorham, for the Committee on Judiciary, to whom was referred House Bill No. 423, An act in amendment of section 17 of chapter 78 of the Session Laws of 1897, relating to the manner of voting, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 379, An act for the better protection of attorneys at law, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 252, An act in amendment of chapter 81, section 1, Public Statutes, relating to the transmission of electrical power, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the adoption of the resolution reported by the committee,

(Discussion ensued.)

On motion of Mr. Wason of Nashua, the bill with the accompanying report was laid upon the table and made a special order for Wednesday, February 24, at 11.05 o'clock.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 248, An act relating to care of floating logs, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Durgin of Andover, for the Committee on Agriculture, to whom was referred House Bill No. 503, An act re-

lating to cattle shipped to and condemned in Massachusetts, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Durgin of Andover, for the Committee on Agriculture, to whom was referred House Bill No. 180, An act to amend section 1, chapter 33, Laws of 1895, relating to payment for cattle condemned by the state board of cattle commissioners, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Durgin of Andover, for the Committee on Agriculture, to whom was referred House Bill No. 313, An act amending chapter 113 of the Public Statutes, relating to diseases of domestic animals, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston, reported the same with the following amendment and with the recommendation that the joint resolution as amended ought to pass:

Strike out the words "five thousand," and insert the words "two thousand."

The report was accepted, the amendment adopted and the

joint resolution referred to the Committee on Appropriations under the rules.

Mr. O'Neil of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 377, An act in amendment of section 19, chapter 50, Laws of 1905, in relation to the inspection and licensing of boats and the examination and licensing of their captains, masters, engineers and pilots, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

Mr. Durgin of Andover, for the Committee on Agriculture, to whom was referred House Bill No. 376, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Toothaker of Berlin, for the Committee on Public Health, to whom was referred House Bill No. 260, An act relative to the appointment of school physicians, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Clyde of Hudson, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 299, An act in amendment of chapter 11, section 1, Session Laws of 1899, and making January first a legal holiday, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Durgin of Andover, for the Committee on Agriculture, to whom was referred House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Aldrich of Keene, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 368, An act in amendment of chapter 11, Laws of 1899, relating to holidays, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Railroads, to whom was referred House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company," reported the same with the recommendation that the bill ought to pass, with the following amendments:

In section 1, 19th line, insert the following after the word "Atkinson"—"to some convenient point at the town line near Atkinson depot," so that it shall read: "Thence in and through the town of Atkinson to some convenient point at the town line near Atkinson depot."

And further amending said bill by striking out in section 1, line 27, the word "dams."

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Toothaker of Berlin, for the Committee on Public Health, to whom was referred House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 405, An act in relation to liens for labor and material, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Cheney of Ashland, for the Committee on Public Health, to whom was referred Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out in lines six and thirteen the words "a registered physician" and substituting therefor the words "the local board of health," so that the bill as amended shall read:

SECTION 1. That section 2 of chapter 93 of the Public Statutes, as amended by chapter 19 of the Laws of 1901, be further amended by adding the words "except in the case of a child who has submitted to the process of vaccination not less than three times, or who holds the certificate of the local board of health that he is an unfit subject for vaccination," so that when amended the section shall read:

SECT. 2. No child shall attend any public, parochial, or private school unless he has been vaccinated, or has had the small-pox, and this section shall be enforced by the board of health except in the case of a child who has submitted to the process of vaccination not less than three times, or who holds the certificate of the local board of health that he is an unfit subject for vaccination.

The report was accepted.

The question being on the adoption of the amendment, on motion of Mr. Howe of Concord the bill and amendment

with the accompanying report was laid upon the table and made a special order for Wednesday, February 24, at 11.15.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 535, An act to incorporate North Star Temple, No. 1, Knights of King Solomon, reported the same with the recommendation that the bill be referred to the Committee on Insurance, the objects desired not being obtainable under the General Law.

The report was accepted and the bill referred to the Committee on Insurance.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 378, An act relating to the duties of highway agents, reported the same with the recommendation that the bill be referred to the Committee on Roads, Bridges and Canals.

The report was accepted and the bill referred to the committee on Roads, Bridges and Canals.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 486, An act for the preservation of roads, reported the same with the recommendation that the bill be referred to the Committee on Roads, Bridges and Canals.

The report was accepted and the bill referred to the Committee on Roads, Bridges and Canals.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 324, An act in amendment of section 2, chapter 79, Session Laws 1907, entitled "An act to prohibit free transportation by common carriers and for other purposes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 143, An act to amend the charter of the Jackson Water Works Company passed by the New Hampshire Legislature and approved

April 13, 1903, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 2, An act to repeal certain sections of chapters 64 and 65 of the Public Statutes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Straw of Manchester, for the Committee on Ways and Means, to whom was referred House Bill No. 487, An act to amend section 7, division 7, chapter 55, Public Statutes, as amended by chapter 94, Laws of 1899, providing for the taxation of automobiles as such, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill already reported.

The report was accepted and the resolution of the committee adopted.

Mr. Straw of Manchester, for the Committee on Ways and Means, to whom was referred House Bill No. 4, An act in amendment of section 7, chapter 55, Public Statutes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 255, An act for the better protection of highways, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Straw of Manchester, for the Committee on Ways and Means, to whom was referred House Bill No. 508, An act in amendment of Public Statutes, chapter 64, section 1, relating to the taxation of railroads, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been covered in a bill already reported.

The report was accepted and the resolution of the committee adopted.

Mr. Straw of Manchester, for the Committee on Ways and Means, to whom was referred House Bill No. 317, An act to tax depositors in non-resident savings banks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 460, An act in amendment of chapter 67 of the Public Statutes, in relation to laying out of highways, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire, reported the same with the recommendation that the bill ought to pass, the objects desired not being obtainable under the general laws.

The report was accepted and the bill ordered to a third reading.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections, reported the same

in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time.

On motion of Mr. Wason of Nashua, the rules were suspended and the printing of the bill dispensed with.

The bill was then ordered to a third reading.

Mr. Rawson of Newport, for the Committee on Ways and Means, reported the following joint resolution, "House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 549, An act in amendment of and in addition to section 13, chapter 64, Public Statutes, entitled 'Taxation of Railroads, etc.,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 11, An act to equalize the appraisal of property, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 106, An act for the better protection of fish in the inland waters of the state of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 190, An act prohibiting the trapping, hunting or killing of foxes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 50, Joint resolution in favor of screening Lake Winnepauket at Webster, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake in the town of Winchester, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 406, An act in amendment of chapter 79 of the Laws of 1901, relating to fish and game, as amended by the Laws of 1907, chapter 130, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 16, Joint resolution for the building of a fish screen at the outlet of Walker's pond, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS FORWARDED.

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDERS.

Mr. Wyman of Manchester called for the first special order, House Bill No. 500, An act to provide for the erection of a new state house in Manchester.

The question being,

Shall the report of the minority be substituted for the report of the majority,

(Discussion ensued.)

Mr. Wyman of Manchester moved that with the motion pending the bill and accompanying reports be referred to the Committee on Appropriations.

The question being on the motion of Mr. Wyman of Manchester,

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

The question being,

Shall the report of the minority be substituted for the report of the majority,

(Discussion ensued.)

Mr. Wagner of Manchester moved the previous question.

The motion was seconded by Messrs. Kellogg and Lagerquist of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed and the main question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On a *viva voce* vote the negative prevailed.

Mr. Belanger of Manchester demanded the yeas and nays and the roll was called with the following result:

YEAS, 69.

ROCKINGHAM COUNTY.—Brown of Auburn, Lang, Weston, Kennedy, Alexander.

STRAFFORD COUNTY.—Beaudoin, Fournier.

HILLSBOROUGH COUNTY.—Farley, Jenks of Goffstown, George of Goffstown, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Murray, Healy, Murphy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Straw, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Moreau, Nerbonne, Hebert, Bailly of Manchester, Lee, Flaherty, Dickey, Lafond, Butterfield, Lampron, Woodward, Gaffney, Taggart, O'Toole, Chagnon, Ducharme, Desmarais, Delacombe, Peaslee.

NAYS, 277.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Rand of Chester, Currier of Danville, Clark of Deerfield, Payne, Hepworth, French of East Kingston,

Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Marvin, Torrey, Harvey, Brown of North Hampton, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Casey, Hanscom, Humphreys, Clark of Portsmouth, Poore, Sawyer, Rand of Sandown, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wedgwood, Snell, Pinkham, Clark of Rochester, Crocker, Felker, Marcotte, Kimball of Rochester, Stevens of Somersworth, Doe, Beamish, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Livingston, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Rogers, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Burnham, Chadwick, Lapointe, Morrison, Holt of Franklin, Jenks of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Prince, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Corey of Brookline, Dutton, Holt of Francestown, Cheever, Gale, Upton,

Baker of Hillsborough, Newman, Hardy, Clyde, Tarbell, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Wason, Lucier, McQuesten, Soucy, McLane, Preston of New Ipswich, Giles, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Cheney, Southard, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Wallace, Burt, Hall, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Elms, Dimick, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Jolbert, Toothaker, Bouchard, Burlingame, Nilson, Fellows, Cummings, Drew, Gray of Columbia, Farr, Libby, Spaulding, Wentworth, Hebberd, Clook, Hayes, Evans, Jackson, Noyes, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

and the negative prevailed.

The question being on the resolution of the committee that it is inexpedient to legislate,

On a *viva voce* vote the resolution was adopted.

Mr. Emerson of Milford called for the second special

order, House Bill No. 533, An act to enable the city of Manchester to raise and appropriate money for the purpose of building a state house in Manchester.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On motion of Mr. Wagner of Manchester, the bill was indefinitely postponed.

On motion of Mr. Emerson of Milford, at 1.15 o'clock the House took a recess until 2.30 o'clock.

(After recess.)

Mr. Emerson of Milford called for the third special order, House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

Mr. Joyal of Manchester demanded the yeas and nays, but subsequently withdrew his call.

The bill was then read a first and second time and referred to the Committee on Appropriations.

Mr. Babb of Rochester, having qualified before His Excellency, the Governor, appeared and took his seat as a member of the House.

On motion of Mr. Hill of Concord, at 2.46 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVE OF ABSENCE.

Mr. Barney of Grafton was granted leave of absence for the remainder of the week on account of sickness.

THIRD READINGS.

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

The third reading having commenced, on motion of Mr. Hackett of Portsmouth, the rules were suspended and the further reading dispensed with. The bill was then read a third time by its title and passed and sent to the Senate for concurrence.

House Bill No. 543, An act for the assessment and collection of poll taxes.

Read a third time.

The question being,

Shall the bill pass?

Mr. Payne of Derry moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

Mr. Goodwin of Mason called for the previous question.

The motion was seconded by Messrs. Wyman of Manchester and Dodge of Lincoln.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed and the main question was ordered.

The question being,

Shall the bill be indefinitely postponed?

On a *viva voce* vote the negative prevailed.

Mr. Payne of Derry demanded the yeas and nays, but subsequently withdrew his call and asked for a division.

Division being had, 76 gentlemen voted in the affirmative and 230 gentlemen voted in the negative and the motion did not prevail.

Mr. Joyal of Manchester demanded the yeas and nays and the roll was called with the following result:

YEAS, 85.

ROCKINGHAM COUNTY.—Lang, Currier of Danville, Payne, Hepworth, Harvey, Hanscom, Rand of Sandown, Dining.

STRAFFORD COUNTY.—Foss, Wesley, Marcotte, Fournier, Doe, Beamish.

BELKNAP COUNTY.—Sanborn of Gilmanton, Livingston.

CARROLL COUNTY.—Bennett.

MERRIMACK COUNTY.—Gannon, Lapointe, Holt of Franklin, Shepard, Chase of Northfield, Lane of Pittsfield, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Dutton, Gale, Clyde, Sayers, Richer, Dey, Wagner of Manchester, Ward 2, Burgess, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Dunnington of Manchester, Ward 4, Trudel, Murray, Healey, Murphy, Joyal, Hogan, Glynn, Reagan, Bean, Fuller, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Moreau, Nerbonne, Hebert, Bailly of Manchester; Lee, Flaherty, Dickey, Lafond, Lampron, Woodward, Lucier, Taggart, O'Toole, McQuesten, Giles.

CHESHIRE COUNTY.—Cutter, Madden, Mason of Marlborough, Honey, Brown of Troy.

SULLIVAN COUNTY.—Haskell, Quimby, Walker.

GRAFTON COUNTY.—Morrill of Bridgewater, Proctor, Stevens of Landaff, Elms, Ford of Orange, Goodwin of Wentworth.

COOS COUNTY.—Fellows, Lyford.

NAYS, 232.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Clark of Deerfield, Weston, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Marvin, Brown of North Hampton, Holmes, Hill of Plaistow, Jones of Portsmouth, Hackett, Poore, Sawyer, Carr of South Hampton.

STRAFFORD COUNTY.—Cushman, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Fogg, Wedgwood, Wood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Felker, Babb, Kimball of Rochester, Stevens of Somersworth, Gastonguay, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Avery of Laconia, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Ford of Danbury, Lord, Burnham, Chadwick, Jenks of Franklin, Head, Boutwell, Barnard of Newbury, Baker of Pembroke, Weeks of Pembroke, Osgood of Pittsfield, Prince, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Corey of Brookline, Jenks of Goffstown, George of Goffstown, Cheever, Baker of Hillsborough, Newman, Hardy, Tarbell,

Wyman, Clough of Manchester, Hurd, Roy, Phelps, Forsaith, Barnard of Manchester, Straw, Goodwin of Mason, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Wason, Chagnon, McLane, Preston of New Ipswich, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Bullock, Goodnow of Sullivan, Clement, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Chellis, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Flanders.

GRAFTON COUNTY.—Gray of Alexandria, Southard, Parker of Benton, Gordon, Avery of Campton, Wallace, Burt, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Dimick, Smith of Monroe, Horton of Orford, Maynard, Elliott of Rumney, Weeks of Warren, Woodbury.

COOS COUNTY.—Jolbert, Toothaker, Cole, Bouchard, Burlingame, Paquet, Cummings, Drew, Gray of Columbia, Farr, Libby, Spaulding, Wentworth, Clook, Hayes, Evans, Jackson, Noyes, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

and the motion did not prevail.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 7, An act in relation to the rate of taxation.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

Mr. Wyman of Manchester moved that the bill be referred to the Committee on Judiciary as to its constitutionality.

The question being on the motion of Mr. Wyman of Manchester,

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next Constitutional Convention as to the manner in which the membership of the House of Representatives can be reduced.

Read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Lucier of Nashua, House Bill No. 271, An act prohibiting hunting from power boats, was taken from the table.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

On motion of Mr. Wason of Nashua, House Bill No. 545, An act for the protection of ice in certain cases, was taken from the table.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 227, An act in addition to Chapter 246 of the Public Statutes, relating to the landlord and tenant act.

The message further announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 355, An act to revise the charter of the city of Portsmouth, in relation to the registration of voters.

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and sewers."

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage

of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 44, entitled An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to An act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

Amend section 1 by inserting in the tenth line thereof, after the word "state," the following: "such contracts and the termination thereof to be subject to the approval of the governor and council," so that said section as amended shall read:

"SECTION 1. Section 6 of chapter 24 of the Laws of 1895 is hereby amended by adding at the end thereof the following clause: 'Upon the removal of the New Hampshire Historical Society to its new building the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunction with each other, which may be terminated by the trustees of the state library or the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state, such contracts and the termination thereof to be subject to the approval of the governor and council, so that said section as amended shall read as follows:'

"SECT. 6. The trustees of the state library are authorized to become the custodians for the state of collections of books, pamphlets, and maps, and writings, and collections of a historical nature, by arrangement with associations or persons who may be the owners or lawful custodians thereof, whereby the public shall enjoy the benefit of using and consulting such collections in the state library upon such terms and under such regulations as may be agreed upon by the parties. Upon the removal of the New Hampshire Historical Society to its new building the trustees are authorized to make such contracts with said society for the administration of the two libraries in conjunc-

tion with each other, which may be terminated by the trustees of the state library or the Legislature, as shall in their opinion be for the best interests of the two institutions and of the citizens of the state, such contracts and the termination thereof to be subject to the approval of the governor and council."

On motion of Mr. Haskell of Claremont, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, in Senate new draft and amended title, in the passage of which new draft and amendment to title it asked the concurrence of the House of Representatives:

House Bill No. 295, An act in amendment of section 9, chapter 176 of the Public Statutes, in relation to the private sale of real estate by guardians.

Amend the title of the bill by striking out the figures "176," and inserting in place thereof "177," so that the title shall read:

"An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians."

On motion of Mr. Hill of Concord, the House concurred in the amendment to the title sent down from the Honorable Senate.

The bill in its new draft was then read a first and second time and referred to the Committee on Judiciary.

The message also announced that the Senate had passed the following resolution, in the passage of which it asked the concurrence of the House of Representatives:

WHEREAS, The Legislature of 1903–1905 recommended and supported legislation towards the establishment of national forest reserves; and

WHEREAS, The Weeks Bill now pending in Congress pro-

vides for the purchase of forest lands on any watershed in the United States to be paid for by money received from existing national forest lands, at the rate of $1,000,000 for the next fiscal year and $2,000,000 yearly thereafter for nine years; and

WHEREAS, The said Weeks Bill provides for federal aid to those states which have an effective forest fire service;

Resolved, by the Senate, the House of Representatives concurring, That the Legislature of the State of New Hampshire hereby approves of all provisions tending to the establishment of national forest reserves in the White Mountain region, and federal aid for an effective forest fire service;

That the state will coöperate with the federal government in the accomplishment of the purposes proposed by said bill now pending in Congress and favors its early enactment;

That our senators and representatives in Congress be urged to favor said proposed legislation and use all honorable action thereon;

And that a copy hereof be sent to the Speaker of the House of Representatives and to each member of the New Hampshire congressional delegation.

On motion of Mr. Libby of Gorham the House concurred in the resolution sent down from the Honorable Senate.

Agreeable to previous notice, Mr. Woodbury of Woodstock moved to reconsider the vote whereby the House adopted the resolution of the committee, that it was inexpedient to legislate, on House Bill No. 331, An act for the establishment of dispensaries for the free treatment of indigent persons affected with tuberculosis.

The question being on the motion to reconsider,

On a *viva voce* vote the affirmative prevailed.

On motion of Mr. Woodbury of Woodstock, the bill was recommitted to the Committee on Public Health.

On motion of Mr. Haskell of Claremont, at 5.16 o'clock the House adjourned.

WEDNESDAY, FEBRUARY 24, 1909.

The House met at 11 o'clock.

Prayer was offered by the Rev. Joseph Kimball of Atkinson.

PETITIONS PRESENTED AND REFERRED.

By Mr. Clark of Rochester, Petition of Mrs. Etta Sinclair and nine women of Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Smith of Monroe, Petition of Dick E. Burns and thirty-nine citizens of Monroe, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Smith of Monroe, Petition of Mrs. Willis S. Smith and 53 citizens of Monroe, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stearns of Lebanon, Petition of Mrs. E. D. Biathrow and fifteen citizens of West Lebanon, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stearns of Lebanon, Petition of W. J. Harding and ten citizens of West Lebanon, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Seabrook, Petition of Mrs. N. B. Pevear, for W. C. T. U. of Seabrook, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Concord, Petition of W. S. Baker of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of D. W. Davis and eight citizens of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Mrs. Jennie V. Washburn and twenty-six women of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Sidney B. Hayes and twenty citizens of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Mrs. Rebecca Brown and thirty-four women of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Mrs. Bertha Grenier and thirty-four women of Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Arthur M. Twombly and fourteen citizens of East Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Rochester, Petition of Charles L. Smith and twenty-four citizens of Rochester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cutter of Jaffrey, Petition of George A. Adams and nine citizens of Jaffrey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cutter of Jaffrey, Petition of Grace S. Cann and nineteen citizens of Jaffrey, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Chadwick of Franklin, Petition of Mrs. Clara E. Rowell and 142 members of the Woman's Christian Temperance Union of Franklin, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Auburn, Petition of Frank B. Coult

and twenty-five citizens of Auburn, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Auburn, Petition of Mrs. Edith P. Grant and twenty-seven citizens of Auburn, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Brown of Auburn, Petition of Noble Fisk and eight citizens of Auburn, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Leighton of Northwood, Petition of Northwood W. C. T. U., of Northwood, N. H., praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cross of Concord, Petition of Edward P. Sanders and twenty-two citizens of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cross of Concord, Petition of Mary E. Larkin and twenty-one citizens of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 126, An act to amend section 1, chapter 53 of the Public Statutes, relating to village districts.

House Bill No. 184, An act in amendment of the charter of the city of Concord.

House Bill No. 355, An act to revise the charter of the city of Portsmouth in relation to the registration of voters.

House Bill No. 401, An act in amendment of chapter 79 of the Public Statutes, entitled "Sidewalks and sewers."

House Bill No. 528, An act in amendment of section 9, chapter 286 of the Public Statutes of New Hampshire, relating to clerical expenses in the adjutant-general's office.

Senate Bill No. 4, An act in amendment of chapter 89 of the Public Statutes, and defining the term school district.

House Bill No. 246, An act to provide for the recording of sales of real estate for taxes.

House Bill No. 119, An act in amendment of section 14, chapter 284 of the Public Statutes, relating to the Industrial School.

House Bill No. 266, An act in amendment of chapter 79 of the Laws of 1901, as amended by chapter 82 of the Laws of 1903 and of chapter 36 of the Laws of 1907, for the better protection of lake trout, land-locked salmon and white fish.

Senate Bill No. 2, An act in relation to the salaries of school boards and truant officers.

House Bill No. 430, An act in amendment of section 10 of chapter 84 of the Public Statutes, relating to aid to soldiers.

Senate Bill No. 7, An act granting certain rights and privileges along the shores of Duncan lake in Ossipee, N. H., to Charles A. Wiggin of said Ossipee.

House Bill No. 525, An act to protect the Grand Army of the Republic, benevolent, humane, fraternal, charitable or other organizations, in the use of their name and emblems, and providing penalties for the violation thereof.

House Bill No. 23, An act to establish the Penacook Union School District.

House Bill No. 527, An act for the adoption of a state flag.

House Bill No. 312, An act amending section 5 of chapter 36 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, and chapter 38, Session Laws of 1905, relating to fish and game."

House Bill No. 80, An act in amendment of chapter 114

of the Session Laws of 1905, entitled "An act for the improvement of fishing in Lake Sunapee."

House Bill No. 390, An act abating the tax claimed by the state under chapter 40 of the Laws of 1905, and amendment thereto, on a certain legacy or devise under the will of Marilla M. Rines.

House Bill No. 59, An act to amend chapter 61 of the Session Laws of 1903, relating to the care and support of the dependent insane by the state.

House Bill No. 352, An act to amend the city charter of the city of Portsmouth, establishing a board of public works.

House Bill No. 70, An act in amendment of chapter 29, Session Laws of 1903, concerning attendance on teachers' institutes.

House Bill No. 36, An act regulating the use of purse seines in the waters of the Atlantic ocean.

Senate Bill No. 1, An act relating to incompatibility of certain offices of school districts.

House Bill No. 226, An act to sever certain homesteads from the school district in the town of Bennington and annex the same to the school district in the town of Antrim for school purposes.

House Bill No. 141, An act to annex the homestead of Horace B. Annis to the Union School District of the city of Concord.

House Bill No. 128, An act prohibiting fishing through the ice on Pleasant lake, New London.

House Bill No. 173, An act to provide for the assessment and collection of a state tax for the year 1909.

The report was accepted.

Mr. Huntress of Keene, for the Committee on Towns, reported the following entitled bill, "House Bill No. 550, An act in amendment of section 1 of chapter 62 of the Laws of 1828, being an act entitled 'An act to incorporate the town of Franklin,' and to establish the boundary line between Franklin and Northfield," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Huntress of Keene, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

On motion of Mr. Jenks of Franklin, the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

On motion of the same gentleman, the rules were further suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 295, An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Libby of Gorham, for the Committee on Judiciary, to whom was referred House Bill No. 419, An act to exempt the John Burns park of Milford from taxation, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Forsaith of Manchester, for the Committee on In-

corporations, reported the following entitled bill, "House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Forsaith of Manchester, for the Committee on School for Feeble-Minded, to whom was referred House Bill No. 268, An act in amendment of chapter 102, Laws of 1901, relative to the New Hampshire School for Feeble-Minded Children, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations under the rules.

Mr. Livingston of Meredith, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 420, An act in relation to the procedure in an action for the conversion of property, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Forsaith of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Aldrich of Keene, for the Committee on Public Health, to whom was referred House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read

a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth," with the recommendation that the bill ought to pass.

The report was accepted.

The bill was read a first time.

The question being,

Shall the bill be read a second time?

On motion of Mr. Howe of Concord, the bill was recommitted to the Committee on Judiciary.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 344, An act in addition to chapter 286 of the Public Statutes, making the offices of register of deeds in the several counties salaried offices, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the adoption of the resolution of the committee,

Mr. Payne of Derry moved that the bill and report be laid upon the table.

On a *viva voce* vote the negative prevailed.

The question being on the adoption of the resolution of the committee,

On a *viva voce* vote the resolution was adopted.

Mr. Wallace of Canaan, for the Committee on Revision of the Statutes, to whom was referred House Joint Resolution No. 41, Joint resolution in favor of a committee to consider the question of a state workhouse, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Neill of Walpole, for the Committee on Revision

of the Statutes, to whom was referred House Joint Resolution No. 19, Joint resolution in favor of the Deaf Mute Mission, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Stevens of Landaff, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 232, An act in amendment of section 8, chapter 91, Laws of 1897, relating to the state prison and asylum, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Cutter of Jaffrey, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 402, An act to amend chapter 142, Laws of 1907, relating to barber shops, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Belanger of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 440, An act to license all power boats propelled by the use of steam, naphtha and gasoline, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Anderson of Exeter, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes, as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled 'Foreign insurance companies and their agents,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Lucier of Nashua, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Moreau of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 72, An act enabling the school district of the town of Monroe to make contracts with certain towns or institutions out of the state for furnishing instruction to pupils of high school grade, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Keenan of Dover, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 39, Joint resolution for the purchase of copies of the history of the Twelfth New Hampshire Regiment in the War of the Rebellion, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by previous legislation.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 492, An act relating to high school tuition in the town of South Hampton, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 50, An act in amendment of chapter 122, Laws of 1907, enabling certain school districts to make contracts with certain districts out of the state, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wagner (Adolph) of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 273, An act in amendment of chapter 140 of the Public Statutes, relating to conditional sales of personal property, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Clough of Lebanon, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 343, An act in amendment of section 1, chapter 106, Laws of 1905, in relation to the education of the deaf and dumb and blind, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. O'Neill of Walpole, for the Committee on Revision

of the Statutes, to whom was referred House Bill No. 15, An act in amendment of section 8, chapter 65, Public Statutes, in relation to the taxation of savings banks and fire insurance companies, etc., reported the same with the recommendation that the bill be referred to the Committee on Ways and Means.

The report was accepted and the bill referred to the Committee on Ways and Means.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Chellis of Claremont, the bill and report was laid upon the table and made a special order for Wednesday, March 3, at 11.05 o'clock.

Mr. Swart of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 387, An act to authorize the city of Nashua to appropriate money to aid in the support of a hospital, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 280, An act in amendment to the Session Laws of 1873, relating to an act authorizing the city of Nashua to construct water works, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

BILLS FORWARDED.

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

Severally taken from the table and ordered to a third reading.

House Bill No. 548, An act in amendment of chapter 48 of the Laws of 1893, entitled "An act to provide for a commissioner of labor and establish a bureau of labor."

Taken from the table.

On motion of Mr. Cutter of Jaffrey, the bill was laid upon the table and made a special order for Thursday, February 25, at 11.05 o'clock.

SPECIAL ORDERS.

Mr. Wason of Nashua called for the first special order, House Bill No. 252, An act in amendment of chapter 81, section 1, Public Statutes, relating to the transmission of electrical power.

The question being on the resolution reported by the committee, that it is inexpedient to legislate,

On motion of Mr. Wason of Nashua, the bill with the accompanying report was recommitted to the Committee on Judiciary.

Mr. Howe of Concord called for the second special order, Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

The question being on the adoption of the amendment proposed by the committee,

On motion of Mr. Howe of Concord, the bill was recommitted to the Committee on Public Health.

On motion of Mr. Dey of Manchester, at 12.10 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVE OF ABSENCE.

Mr. Hurd of Manchester was granted leave of absence for the remainder of the week on account of sickness.

THIRD READINGS.

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections.

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company."

The third reading having commenced, on motion of Mr. Ahern of Concord, the rules were suspended, the further reading of the bill dispensed with and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

On motion of Mr. Locke of Laconia, the bill was laid upon the table and made a special order for Wednesday, March 3, at 11.10 o'clock.

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

The third reading having commenced, on motion of Mr. Wason of Nashua, the rules were suspended, the further reading of the bill dispensed with and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 349, An act to incorporate the city of Claremont.

Amend section 49 by striking out the words "a legal" at the end of the second line thereof and inserting in the place of the same the words "the annual," and by inserting after the words "town meeting" in the second line the words "to be held in March, 1909;" also strike out the last sentence of the section and insert in the place thereof the following: "if at the meeting so held this act shall fail to be thus accepted, it may at the annual meeting in March,

1910, be again thus submitted," so that said section, as amended, shall read as follows:

"SECT. 49. The question of acceptance of this act may be submitted to the voters of said town at the annual town meeting to be held in March, 1909, at which meeting the polls shall be open from 8 o'clock in the forenoon to 7 o'clock in the afternoon and the vote shall be taken by ballot, in answer to the following question, 'Shall an act passed by the General Court in the year 1909, entitled "An act to incorporate the city of Claremont," be accepted?' and the affirmative votes of a majority of the voters present and voting thereon shall be required for its acceptance. If at the meeting so held this act shall fail to be thus accepted, it may at the annual meeting in March, 1910, be again thus submitted."

Amend section 50 of said act by striking out the words, "but it shall not take effect," etc., to the end of the section, and substituting in the place thereof the words, "and the remainder of this act shall take effect if and when the same is accepted by the voters of the said town as provided in the preceding section. All acts and parts of acts that shall be in force and be inconsistent with this act when it takes effect so far as they may be applicable to said town or said city are hereby repealed," so that said section, as amended, shall read:

"SECT. 50. So much of this act as authorizes the submission of the question of its acceptance to the voters of said town shall take effect upon its passage and the remainder of this act shall take effect if and when the same is accepted by the voters of the said town as provided in the preceding section. All acts and parts of acts that shall be in force and be inconsistent with this act when it takes effect so far as they may be applicable to said town or said city are hereby repealed."

On motion of Mr. Haskell of Claremont, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 26, entitled An act to provide for the choice of assessors in the town of Claremont.

Amend section 1 of said act by adding at the end thereof the following, "providing, however, that they shall not have authority to abate taxes under sections 12 and 13, chapter 59 of the Public Statutes, nor because of inability to pay the same, such authority to remain vested in the selectmen, notwithstanding anything contained in this act," so that said section, as amended, shall read as follows:

"SECTION 1. The town of Claremont is hereby authorized to choose a board of three assessors by ballot and by major vote, who shall perform all the duties relative to taking the inventory and the appraisal of property for taxes and in regard to the assessment and abatement of taxes and issuing warrants for the collection of the same, as are now or may hereafter be required by law of selectmen and assessors of towns, and shall have all the powers and be subject to the same liability in regard to those duties which selectmen and assessors in towns now or hereafter may have or be subject to in regard to the same, providing, however, that they shall not have authority to abate taxes under sections 12 and 13, chapter 59 of the Public Statutes, nor because of inability to pay the same, such authority to remain vested in the selectmen, notwithstanding anything contained in this act."

On motion of Mr. Fry of Claremont, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Brown of Troy, at 3.42 o'clock the House adjourned.

THURSDAY, FEBRUARY 25, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Payne of Derry was granted leave of absence for the day on account of attendance upon a funeral.

PETITIONS PRESENTED AND REFERRED.

By Mr. Huckins of Ossipee, Petition of E. K. Freeman and fifty-six citizens of Wakefield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Huckins of Ossipee, Petition of Mrs. Etta M. Wiggin and eighty-eight citizens of Wakefield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Wood of Farmington, Petition of Henry H. Tanner and thirty citizens of Farmington, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Snell of Lee, Petition of Lewis I. Demeritte and sixty-three citizens of Lee, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Jones of Gilford, Petition of J. G. Munsey and eighteen citizens of Gilford, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Jones of Gilford, Petition of Mrs. J. G. Munsey and twenty-seven citizens of Gilford, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Acworth, Petition of F. W. Baldwin and

nineteen citizens of Acworth, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Livingston of Meredith, Petition of S. M. Estes and twelve citizens of Meredith, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Livingston of Meredith, Petition of Martha E. Philbrick and seventeen citizens, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stearns of Lebanon, Petition of C. B. Ross and twenty-five citizens, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Leighton of Northwood, Petition of W. F. McKenzie and thirty-three citizens of Northwood, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Leighton of Northwood, Petition of Florence A. McKenzie and seventeen citizens of Northwood, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

SENATE BILL READ AND REFERRED.

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

The bill was read a first and second time and referred to the Committee on Education.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 349, An act to incorporate the city of Claremont.

House Bill No. 26, An act to provide for the choice of assessors in the town of Claremont.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 550, An act in amendment of section 1 of chapter LXII of the Laws of 1828, being an act entitled "An act to incorporate the town of Franklin," and to establish the boundary line between Franklin and Northfield.

House Bill No. 319, An act to amend the charter of the Nashua and Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of re-indexing and changing the records in the office of Hillsborough County registry of deeds.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company.

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village Fire Precinct to supply water for industrial purposes.

House Bill No. 540, An act empowering the town of Meredith to acquire, build and maintain public wharves, and to appropriate money for the same.

House Bill No. 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill No. 532, An act in relation to probate bonds.

House Bill No. 407, An act to exempt from taxation the

property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same."

House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

House Bill No. 44, An act in amendment of section 6 of chapter 24 of the Laws of 1895, in relation to an act in addition and supplemental to chapter 13 of the Laws of 1891, entitled "An act for the erection of a state library building."

The report was accepted.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state, for furnishing instruction to pupils of high school grade, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 315, An act to legalize town meetings in town of Holderness for the years 1895, 1896 and 1897, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 455, An act in relation to obstructions in the aisles of places of public resort, reported the same in a new draft with

the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Forsaith of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 442, An act to incorporate the Manchester Masonic Building Association, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Smith of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the bill by inserting the word "other" in the first line of section 1, between the words "any" and "state."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 486, An act for the preservation of roads, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 378, An act relating to the duties of highway agents, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred House Bill No. 259, An act to require removal of brush on land adjacent to land of others, reported the same with the following amendment and with the recommendation that the bill as amended ought to pass:

Amend section 1 as follows: by striking out the words "one hundred feet" in the sixth line, and inserting in place thereof the words "twenty-five feet," so that said section shall read as follows:

"No owner of standing wood or timber upon his own land or land of another, in felling the same or causing or permitting the same to be felled, shall leave or cause to be left, for more than thirty days after the same shall be felled, any tops or brush from said trees upon any portion of the land on which said trees stood, which lies within twenty-five feet of the land of any adjoining land owner."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 75, An act to repeal chapter 136 of the Laws of 1907, entitled "An act in amendment of section 1 of chapter 104 of the Laws of the State of New Hampshire, passed January Session, 1901, entitled 'An act in relation to the arraignment and trial of persons charged with murder in either degree,' and re-enact section 1, chapter 104 of the Laws of 1901, entitled 'An act in relation to the arraignment and trial of persons charged with murder in either degree,' " reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Clough of Manchester, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 29, Joint resolution appropriating a sum of money to assist in the publication of the Illustrated Guide of New

Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 24, Joint resolution for the placing of buoys and removing obstructions to navigation in the Connecticut river, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Fry of Claremont, for the Committee on Banks, to whom was referred House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relating to investments of savings banks, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Strike out all of section 17 and insert in place thereof the following:

"SECT. 17. In the stock of any national bank or trust company located in the New England states or the state of New York, but not exceeding ten per cent. of the deposits of a savings bank shall be invested in such stock; the amount of stock in any national bank or trust company in this state which may be held by any savings bank as an investment or as collateral security for loans shall not exceed twenty-five per cent. of the capital stock of said national bank or trust company; and the amount of stock in any national bank or trust company outside of this state which may be held by any savings bank as an investment or as collateral for loans shall not exceed one tenth of the capital stock of said national bank or trust company."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judi-

ciary, to whom was referred House Bill No. 330, An act to restore land records throughout the state, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 165, An act to prohibit pool selling and book making, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, on whom was referred House Bill No. 459, An act to incorporate the Advent Christian Church of Exeter, New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following joint resolution, "House Joint Resolution No. 74, Joint resolution for the reprinting of certain New Hampshire Reports," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Cross of Concord, for the Committee on Banks, reported the following entitled bill, "House Bill No. 555, An act in relation to dividends of savings banks," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 100, An act relating to minors falsifying their age to obtain intoxicating liquors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 340, An act in amendment of section 3 of chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 346, An act in amendment of section 2 of chapter 123 of Session Laws of 1903, entitled "An act relating to the printing of ballots provided for in an act entitled 'An act to regulate the traffic in intoxicating liquor,' approved March 27, 1903," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 367, An act to prohibit social clubs and other associations and organizations selling, procuring or furnishing intoxicating liquor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 400, An act in amendment of chapter 95 of the Laws of 1903, approved March 27, 1903, entitled "An act to regulate the traffic in intoxicating liquors," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 427, An act limiting the number of licenses in cities and towns, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Banks, to whom was referred House Bill No. 494, An act regulating the payment by savings banks of deposits on trust, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Banks, to whom was referred House Bill No. 495, An act enlarging the powers of savings banks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS AND JOINT RESOLUTION FORWARDED.

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto.

Taken from the table and ordered to a third reading.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of Railroads," etc.

Taken from the table.

The question being,

Shall the bill be read a third time?

On motion of Mr. Nason of Dover the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

SPECIAL ORDERS.

Mr. Cutter of Jaffrey called for the special order, House Bill No. 548, An act in amendment of chapter 48 of the Laws of 1893, entitled "An act to provide for a commissioner of labor, and to establish a bureau of labor."

The question being,

Shall the bill be read a third time?

Mr. Cutter of Jaffrey moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Hackett of Portsmouth called for a division. Division being had, 171 gentlemen voted in the affirmative and 102 gentlemen voted in the negative and the affirmative prevailed and the bill was indefinitely postponed.

On motion of Mr. Lane of Pittsfield, House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating

to the taxation of money on hand or at interest, was taken from the table.

On motion of the same gentleman, the bill was laid upon the table and made a special order for Tuesday, March 2, at 11.05 o'clock.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 28, An act relating to the salary of the solicitor of the county of Sullivan.

House Bill No. 81, An act authorizing and empowering Hillsborough Bridge Village Fire Precinct to supply water for industrial purposes.

House Bill No. 170, An act to establish the police court of Claremont.

House Bill No. 242, An act fixing the terms of the Superior Court for Carroll County.

House Bill No. 319, An act to amend the charter of the Nashua & Hollis Electric Railroad Company, and extending the time for the completion of the road.

House Bill No. 345, An act in amendment of chapter 291 of the Session Laws of 1907, entitled "An act empowering Laconia and Gilford to build and maintain public wharves and to appropriate money for the same."

House Bill No. 361, An act authorizing the appointment of a committee to consider the advisability of re-indexing and changing the records in the office of Hillsborough County registry of deeds.

House Bill No. 385, An act to incorporate the Derryfield Mutual Fire Insurance Company.

House Bill No. 407, An act to exempt from taxation the property of the Nashua Protestant Orphanage Association of Nashua, New Hampshire.

House Bill No. 532, An act in relation to probate bonds.

House Bill 538, An act to amend an act entitled "An act authorizing the Cocheco Manufacturing Company to construct and maintain a railroad from its plant in the city of Dover to the tracks of the Boston & Maine Railroad in said Dover, for the purpose of shipping freight to and from said Boston & Maine Railroad," passed February 28, 1901.

House Bill 540, An act empowering the town of Meredith to acquire, build and maintain public wharves and to appropriate money for the same.

House Bill 550, An act in amendment of section 1, chapter LXII of the Laws of 1828, being an act entitled "An act to incorporate the town of Franklin," and to establish the boundary line between Franklin and Northfield.

The message further announced that the senate refused to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill 171, An act creating a board of police commissioners for the town of Claremont.

House Bill No. 181, An act providing for the liability for damages of owners or lessees of automobiles in certain cases.

House Bill No. 325, An act in relation to slander and libel against a person deceased.

House Bill 421, An act in amendment to section 43, chapter 79, as amended by Laws of 1903, 1905, 1907, entitled "An act to protect the American osprey or fish-hawk."

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

Amend section 1 by adding after the word "taxation" in the fifth line the following: "Nothing herein shall be construed to exempt from taxation railroads, savings banks, or other corporations in which the funds of said estate are now or may hereafter be invested or deposited or to affect the distribution of taxes levied upon said corporations," so that said section as amended shall read:

"SECTION 1. That that portion of the estate of John H. Pearson which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein is hereby exempted from taxation. Nothing herein shall be construed to exempt from taxation railroads, savings banks, or other corporations in which the funds of said estate are now or may hereafter be invested or deposited or to affect the distribution of taxes levied upon said corporations."

On motion of Mr. Cross of Concord, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill 157, An act relating to the bond of sheriffs.

Amend section 1 by striking out the word "ten" in the second line and inserting in place thereof the word "twenty," so that said section as amended shall read:

"SECTION 1. That the bond of each sheriff shall be in a sum not to exceed twenty thousand dollars, and all acts and parts of acts inconsistent with the provisions of this act are hereby repealed."

On motion of Mr. Libby of Gorham, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 213, An act to repeal chapter two hundred and thirty-eight of the Public Statutes of New Hampshire, relating to naturalization.

Amend section 1 by substituting the following for said section: SECTION 1. "That chapter two hundred and thirty-eight of the Public Statutes of New Hampshire be and the same is hereby repealed, with the exception of section 1 of said chapter, which section is amended by substituting 'superior' for 'supreme' in the first line and striking out the word 'exclusive' at the end of the line, so that said section will read: 'The Superior Court shall have and entertain jurisdiction of applications and other proceedings for the naturalization of aliens under any of the acts of Congress in relation thereto.' "

On motion of Mr. Libby of Gorham, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. French of Moultonborough,—

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock and that when it adjourns tomorrow it be to meet at 8 o'clock on Monday evening.

On motion of Mr. Goodwin of Mason, at 12.45 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

Mr. Moreau of Manchester moved that the rules be so far suspended that committee reports be made in order.

The question being on the motion of Mr. Moreau,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Clough of Manchester called for a division.

(Discussion ensued.)

Mr. Moreau of Manchester withdrew his motion.

THIRD READINGS.

(Mr. Wason of Nashua in the chair.)

House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the state board of health in relation thereto.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money to aid in the support of a hospital.

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 295 (in Senate new draft), An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

Read a third time.

The question being,

Shall the joint resolution pass?

On a *viva voce* vote the affirmative prevailed.

Mr. Ahern of Concord called for a division.

(Discussion ensued.)

Mr. Ahern withdrew his call for a division.
Mr. Emerson of Milford renewed the call for a division.

(Discussion ensued.)

Mr. Emerson withdrew his call for a division and the joint resolution passed and was sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 202, An act in amendment of section 18 of chapter 205 of title 28, "Courts and Their Officers," of the Public Statutes.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Company," relating to its capital stock and powers.

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 544, An act to change the name of Wheelright pond in the town of Lee.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills:

House Bill No. 150, An act allowing administrators of estates actually solvent to place money in trust for care of the graves of the testators or intestates.

House Bill No. 519, An act in amendment of section 1

of chapter 78 of the Laws of 1901, entitled "An act providing for a judiciary system consisting of two courts."

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

Amend section 2 of the bill by striking out the figures "1906" in the last line of said section and inserting in place thereof the figures "1909," so that said section as amended shall read:

"SECT. 2. Said board shall consist of three members, who shall be elected by the people each year at the annual municipal election held in December, beginning with the year 1909, and shall hold office each for the term of three years from the first day of January following said election, and until their respective successors are chosen and qualified. If a vacancy occurs, the city council shall fill it for the residue of the term, and the city council may remove any member of said board at any time for cause, after due hearing, or when the public good may require it, and the vacancy thus created shall be filled in the manner hereinbefore provided in case of vacancy. The present board of assessors shall continue in office as follows, subject to the terms of this act: John H. Yarwood, three years from January 1, 1909; Albert R. Jenkins, two years from January 1, 1909; Willis E. Underhill, one year from January 1, 1909."

On motion of Mr. Hackett of Portsmouth, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Ahern of Concord, at 3.49 o'clock the House adjourned.

FRIDAY, FEBRUARY 26, 1909.

The House met at 9.30 o'clock, according to adjournment.
Prayer was offered by the chaplain.
The following letter was read by the clerk:

CONCORD, February 25, 1909.

Wm. J. Ahern, Esq., Concord, N. H.

Dear Sir: I shall be unable to be present at the session Friday morning, February 26. Will you kindly preside for me and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

On motion of Mr. Mason of Concord, at 9.33 o'clock the House adjourned.

MONDAY, MARCH 1, 1909.

The House met at 8 o'clock, according to adjournment.
On motion of Mr. Brown of Auburn, at 8.01 o'clock the House adjourned.

TUESDAY, MARCH 2, 1909.

The House met at 11 o'clock.
Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Jenks of Franklin was granted leave of absence for the day on account of important business.
Mr. Howe of Peterborough was granted leave of absence for the remainder of the week on account of sickness.
Mr. Hackett of Portsmouth was granted leave of absence for the week on account of important business.

Mr. Cole of Berlin was granted leave of absence for the week on account of important business.

Mr. Anderson of Exeter was granted leave of absence for the day on account of important business.

Mr. Stevenson of Exeter was granted leave of absence for the week on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Clough of Haverhill, Petition of Mrs. C. E. Eaton and fourteen citizens of North Haverhill praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Newman of Hillsborough, Petition of James M. Ray and twenty-five citizens of Hillsborough praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clough of Haverhill, Petition of C. E. Eaton and nine citizens of North Haverhill praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Stearns of Lebanon, Petition of Mrs. John B. Pike and seventy-nine citizens of Lebanon praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Burton Crankshaw and seventy citizens of Judson Bible Class, Nashua, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Nelson of Winchester, Petition of James H. Bliss and fourteen citizens of Winchester praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Joslin of Bennington, Petition of Henry W. Wilson and thirty-two citizens of Bennington praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Joslin of Bennington, Petition of G. H. Dunlap

and thirty citizens of Bennington praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Joslin of Bennington, Petition of Master Carl Graver and sixty-one boys and girls of Bennington praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Joslin of Bennington, Petition of Mrs. G. H. Dunlap and 135 citizens of Bennington praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Wason of Nashua, Petition of Mary E. Waugh and sixty-two women of Nashua praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Wason of Nashua, Petition of E. C. Strout and forty-four citizens of Nashua praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barnard of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 556, An act authorizing the City of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 305, An act in amendment of section 18, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 445, An act prescribing the time within which decrees of divorce shall become absolute, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 342, An act in amendment of paragraph III, section 3 of chapter 175 of the Public Statutes, relating to divorce, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 306, An act providing for legal separation in cases in which a divorce might be

decreed, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 140, An act authorizing the exemption from taxation of the property of the Orford Social Library, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 364, An act for the prevention of mining frauds, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 422, An act relating to the preservation of ballots, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 392, An act relative to the registering of bottles and other vessels, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 426, An act relating to the exemption from liability for injuries caused

by negligence by special contract, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 443, An act to provide for the probation of first offenders over seventeen years of age, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 386, An act in amendment of chapter 11, section 1, of the Laws of 1899, making the first day of January a legal holiday, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted.

A minority of the Committee on the Revision of Statutes, to whom was referred House Bill No. 386, having considered the same, report that they have been unable to agree with the majority and have adopted the following resolution:

Resolved, That the bill ought to pass.

C. J. BELANGER.
O. F. MOREAU.
F. J. GAFFNEY.
ADOLPH WAGNER.

Mr. Wagner (Adolph) of Manchester moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, March 10, at 11.05 o'clock.

On a *viva voce* vote the negative prevailed.

Mr. Belanger of Manchester called for a division.

The question being on motion to lay upon the table and make a special order

(Discussion ensued).

Mr. Libby of Gorham raised the point of order that the question was not debatable, except as to time.

The Speaker ruled the point of order well taken.

Division being had, the vote was manifestly in the affirmative, and the bill with the accompanying reports was laid upon the table and made a special order for Wednesday, March 10, at 11.05 o'clock.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 199, An act in amendment of section 10 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Dodge of Lincoln, the bill was laid upon the table and made a special order for Wednesday, March 3, at 11.15 o'clock.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 347, An act in amendment of chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 269, An act in amendment of section 10, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject

matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 365, An act in amendment of chapter 122, Session Laws of 1903, relating in the license commission, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 264, An act in amendment of section 8, chapter 95 of the Laws of 1903, relating to licensing a citizen of an adjoining town to sell liquor in a license town, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter being covered by the committee's bill.

The report was accepted.

On motion of Mr. Libby of Gorham the bill and report were laid upon the table.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 224, An act in amendment of section 14 of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 216, An act in amendment of section 14, chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 200, An act in amendment of section 31 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 136, An act in amendment of section 5 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 394, An act to amend section 31 of chapter 95 of the Session Laws of 1903, entitled, "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 447, An act in amendment of chapter 112 of the Public Statutes in relation to the sale of spirituous and intoxicating liquors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 454, An act to amend section 31 of chapter 95 of the Session Laws of 1903, as amended by chapter 127 of the Session Laws of 1907, relating to the traffic in intoxicating liquor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 320, An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended in chapter 49 of the Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 321, An act in amendment of section 5, chapter 95, Laws of 1903, as amended by section 2 of chapter 49, Laws of 1905, entitled "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill, "House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, reported the following entitled bill, "House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Andrews of Conway, for the Committee on Towns, to whom was referred House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns, reported the same with the following resolution:

Resolved, That the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Clyde of Hudson, for the Committee on Towns, to whom was referred House Bill No. 84, An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln, reported the same with the following resolution:

Resolved, that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 76, An act for the better protection of square tailed trout in Russell pond in Woodstock, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Woodbury of Woodstock, for the Committee on Towns, to whom was referred House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyal of Manchester, for the Special Committee consisting of the delegation from the City of Manchester, to whom was referred House Bill No. 381, An act to amend chapter 314 of the Session Laws of 1903, to provide for the election of the board of assessors of the City of Manchester by the people, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Joyal of Manchester, for the Special Committee consisting of the delegation from the City of Manchester, to whom was referred House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the City of Manchester, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyal of Manchester, for the Special Committee consisting of the delegation from the City of Manchester, to whom was referred House Bill No. 380, An act to repeal section 1, chapter 264, Session Laws of 1893, being an act to repeal the act which establishes a board of street and park commissioners for the City of Manchester, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS FORWARDED.

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes, as amended by chapter 67 of the Laws of 1901 and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents."

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 366, An act to amend chapter 287 of the Public Statutes relating to transfers of cases from the Superior Court to the Supreme Court.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDER.

Mr. Lane of Pittsfield called for the special order, House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New

Hampshire, relating to the taxation of money on hand and at interest.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

On motion of Mr. Nason of Dover, at 12.30 o'clock the House took a recess until 2.55 o'clock.

(After recess.)

The House resumed the consideration of House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand and at interest.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Emerson of Milford raised the point of order that the gentleman speaking was not speaking on the question.

The Speaker ruled the point of order well taken.

The question being on the resolution of the committee that it is inexpedient to legislate,

On a *viva voce* vote the negative prevailed.

Mr. Nason of Dover called for a division.

Division being had 81 gentlemen voted in the affirmative and 143 gentlemen voted in the negative and two thirds of the members elected not being present, and two thirds of those present not having voted either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative and the bill went over into unfinished business.

Mr. Buffum of Winchester offered the following resolution:

Resolved, By the House of Representatives, the Senate concurring, that the Joint Standing Committee on State House and State House Yard be, and hereby is, instructed

to inquire into the inability of the present caretakers or janitors to keep the interior of the state house clean and in proper order, and to report as soon as practicable the result of the investigations.

The question being on the resolution of Mr. Buffum,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Hill of Concord, at 4.44 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

Mr. Keenan of Dover moved that the rules be suspended and the third reading of bills by their titles be made in order.

On a *viva voce* vote the motion did not prevail.

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901 relating to investment of savings banks.

House Bill No. 442, An act to incorporate the Manchester Masonic Building Association.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 486, An act for the preservation of roads.

Read a third time.

The question being,

Shall the bill pass?

Mr. Haskell of Claremont moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Haskell,

Mr. Wason of Nashua moved that the bill be laid upon

the table and made a special order for Wednesday, March 3, at 3.05 o'clock.

On a *viva voce* vote, the motion prevailed.

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Joint Resolution No. 24, Joint Resolution for the placing of buoys and removing obstructions to navigation in the Connecticut river.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 259, An act to require removal of brush on land adjacent to land of others.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Prentiss of Walpole, the bill was laid upon the table and made a special order for Wednesday, March 3, at 3.10 o'clock.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to transfers of cases from the Superior Court to the Supreme Court.

House Bill No. 551, An act in amendment of the charter of the Coös & Essex Agricultural Society of Lancaster, N. H.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statues, as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the

Laws of 1905, entitled "Foreign insurance companies and their agents."

The third reading having commenced, on motion of Mr. Philbrick of Portsmouth, the rules were suspended, the further reading of the bill dispensed with and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

House Joint Resolution No. 36, Joint resolution providing for a fish screen at outlet of Squam lake.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill in Senate new draft, with new title, in the passage of which new draft it asks the concurrence of the House of Representatives:

House Bill No. 161, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 21, An act to create the office of state auditor.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in the highways.

Mr. Foster of Claremont called up House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest, which went over into unfinished business at the morning session.

On motion of Mr. Foster of Claremont, the bill was laid upon the table and made a special order for Thursday, March 4, at 11.10 o'clock.

On motion of Mr. Woodbury of Woodstock, House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln," was put back upon its second reading.

On motion of the same gentleman, the bill was recommitted to the Committee on Towns.

On motion of Mr. Jones of Gilford, at 5.25 o'clock the House adjourned.

WEDNESDAY, MARCH 3, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVE OF ABSENCE.

Mr. Marvin of Newcastle was granted leave of absence for the week on account of sickness.

PETITIONS PRESENTED AND REFERRED.

By Mr. Fisk of Charlestown, Petition of W. C. T. U., twenty-three members, R. J. Hunt and other citizens of North Charlestown, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Baker of Whitefield, Petition of John Manter and 50 citizens of Whitefield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Dimick of Lyme, Petition of P. H. Claflin and twenty-three citizens of Lyme, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Hill of Plaistow, Petition of Charles A. Towne and citizens of Plaistow, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Wilmot, Petition of F. W. Roby and twelve citizens of Wilmot, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clark of Wilmot, Petition of Emma L. Collins and twenty-five citizens of Wilmot, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Cross of Concord, Petition of Max Waldecher and thirteen citizens of Concord, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of C. W. Woodbury and twenty-six citizens of Salem, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Warner Grange

(210 members), praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of Sarah P. Flanders and twenty-four citizens of Warner, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Locke of Hinsdale, Petition of P. T. Clough and eight citizens of Warner, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Peaslee of Weare, Petition of Ernest L. Baker and forty-six citizens of Weare, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Bailey of Haverhill, Petition of Charles P. Page and sixteen citizens of Haverhill, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Bailey of Haverhill, Petition of Mrs. Anna E. Rogers and eighteen citizens of Haverhill, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, Petition of Mary J. Green and twenty-one citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, Petition of Joseph B. Cram and eleven citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

SENATE BILLS READ AND REFERRED.

Senate Bill No. 21, An act to create the office of state auditor.

The first reading having commenced, on motion of Mr. Dodge of Lincoln, the rules were suspended, the further

reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and referred to the Committee on Judiciary.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in the highways.

The first reading having commenced, on motion of Mr. Dodge of Lincoln, the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and referred to the Committee on Forestry.

House Bill No. 161 (in Senate new draft with new title), An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

Read a first and second time and referred to the Committee on Fisheries and Game.

COMMITTEE REPORTS.

Mr. Libby of Gorham, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled 'An act in relation to the arraignment and trial of persons charged with murder in either degree,'" with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Cutter of Jaffrey, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 103, An act in amendment of Public Statutes, chapter 195, in relation to the rights of the husband or wife surviving, in the estate of the deceased husband or wife, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 286, An act to amend chapter 181 of the Public Statutes, relating to the adoption of children, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

The Committee on Revision of the Statutes, to whom was referred House Bill No. 219, An act in amendment to chapter 320, section 2 of the Public Statutes of this state, in relation to the exemption from attachment and execution of laborer's wages, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred Senate Bill No. 6, An act punishing frauds in certain cases, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 239, An act relating to the fees of sheriffs and deputy sheriffs, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on the Judiciary, to whom was referred Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 243, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation, reported the same in a new draft with a new title, and with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted and the bill in its new draft read a first time.

The question being,

Shall the bill be read a second time?

Mr. O'Neill of Walpole moved that the bill be laid upon the table.

On a *viva voce* vote the negative prevailed.

Mr. O'Neill of Walpole called for a division, but subsequently withdrew his call and moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed and the bill was indefinitely postponed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred Senate Bill No. 9, An Act in amendment of an act passed at the January session 1907, entitled, "An act in reference to pawnbrokers," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred House Bill No. 488, An act for the restoration of the waste lands of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, reported the following entitled bill, "House Bill No. 561, An act to improve the state system of forest preservation," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Poole of Jaffrey, the rules were suspended and the bill read a first time by its title. The bill was then read a second time, laid upon the table to be printed and referred to the Committee on Appropriations, under the rules.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following entitled bill, "House Bill No. 562, An act to establish waterworks in the town of Woodstock," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Woodbury of Woodstock, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill, "House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Haskell of Claremont, for the Committee on Educa-

tion, reported the following entitled bill, "House Bill No. 564, An act in relation to the Union School District of Littleton," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 404, An act in amendment of section 7, chapter 261, Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of said Rochester and the town of Milton," reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The first reading having commenced, on motion of Mr. Felker of Rochester the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, reported the following entitled bill: "House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Weston of Derry, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 193, An act to exempt certain wages from attachment by trustee process, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted.

The undersigned, a minority of the Committee on Revision of Statutes, to whom was referred House Bill No. 193, An act to exempt certain wages from attachment by the trustee process, having considered the same, reports that he is unable to agree with the conclusions of the majority, and reports the same with the following amendments and the recommendation that the bill as amended ought to pass:

Amend said bill by adding the following sections:

"SECT. 2. This act shall not be operative as to debts contracted before its passage.

"SECT. 3. This act shall take effect upon its passage."

GEORGE W. CLYDE.

Mr. Clyde of Hudson moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, March 10, at 11.10 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 493, An act to authorize and direct the selectmen of towns to cause to be printed in the annual report section 1, chapter 130 of the Session Laws of 1907, relating to the killing of deer, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 328, An act prohibiting fishing through the ice in Sandy pond in Richmond, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Reso-

lution No. 22, Joint resolution for the completion of the state highway around Errol hill in the town of Errol, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 57, An act to amend section 39, chapter 79, Session Laws of 1907, relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 96, An act relating to the open season on deer, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 302, An act to amend section 16 of Session Laws of 1901, as amended by section 1 of the Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901," relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 465,

An act in amendment of section 16 of chapter 79 of the Session Laws of 1901, as amended by an act entitled "An act amending chapter 79, Session Laws of 1901, relating to fish and game," approved April 5, 1907, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 79, An act in amendment of chapter 79, section 70 of the Session Laws of 1901, entitled "An act to revise the fish and game laws of the state," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 389, An act for the protection of deer in the county of Rockingham, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 189, An act relating to fishing in Webster lake, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 16, An act conferring special authority upon the governor and

council to close the open shooting season during periods of protracted drouth, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake, reported the same with the recomemndation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations, under the rules.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 411, An act abolishing the office of superintendent of public instruction and creating a board of county superintendents, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Clough of Manchester, for the Committee on Appropriations, to whom was referred House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the state board of equalization, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 7 of said bill by adding after the word "payments" at the end of the third line thereof, the words "And said commission shall devote their whole time to the

work of said commission,'' so that said section shall read as follows:

''SECT. 7. The annual salary of each commissioner shall be twenty-five hundred dollars, and shall be paid from the state treasury in equal quarterly payments, and said commission shall devote their whole time to the work of said commission.

''Supplies required by the commission, and necessary expenses of the commission, and such assistants as may be employed, while on the business of the commission, and fees of witnesses summoned by the commission shall be paid by the state upon the approval of the governor and council.

''Said commission may appoint a stenographer at a salary not exceeding nine hundred dollars per annum, which shall be paid from the state treasury in equal quarterly payments.''

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Aldrich of Keene, for the special committee consisting of the delegation from the city of Keene, to whom was referred House Bill No. 335, An act to amend the charter of the city of Keene and amendments thereto, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

BILLS FORWARDED.

House Bill No. 555, An act in relation to dividends of savings banks.

House Bill No. 455, An act in relation to obstruction in the aisles of places of public resort.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDERS.

Mr. Chellis of Claremont called for the first special order, House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors.

The question being on the resolution reported by the committee, that it is inexpedient to legislate,

(Discussion ensued.)

On motion of Mr. Buffum of Winchester, at 12.30 o'clock the House took a recess until 2 o'clock.

(After recess.)

The consideration of House Bill No. 153, An act to amend chapter 80 of the Session Laws of 1907, relating to the marriage of minors, was resumed.

The question being on the resolution reported by the committee, that it is inexpedient to legislate,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Clyde of Hudson called for a division. Division being had, 221 gentlemen voted in the affirmative and 48 gentlemen voted in the negative and the resolution of the committee was adopted.

On motion of Mr. Nason of Dover, House Bill No. 177, An act relating to taxation for the support of public schools, was recalled from the Committee on Ways and Means and referred to the Committee on Appropriations.

Mr. Hollis of Concord called for the second special order, House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

Mr. Dodge of Lincoln called for the third special order,

House Bill No. 199, An act in amendment of section 10 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905.

The question being,

Shall the bill be read a third time?

(Discussion ensued.)

Mr. Doe of Somersworth moved that the bill be indefinitely postponed.

On a *viva voce* vote the affirmative prevailed.

Mr. Felker of Rochester called for a division but subsequently withdrew his call.

On motion of Mr. Cross of Concord,—

Resolved, That the use of Representatives' Hall be tendered the Concord delegation on Thursday evening, March 4th, for the consideration of House Bill No. 278, An act to revise the charter of the city of Concord.

On motion of Mr. George of Goffstown, at 3.27 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the power of towns.

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

House Bill No. 555, An act in relation to dividends of savings banks.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 455, An act in relation to obstruction in the aisles of places of public resort.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the bill passed.

Mr. Haskell of Claremont called for a division, but subsequently withdrew his call.

The bill was then sent to the Senate for concurrence.

SPECIAL ORDERS.

Mr. Wason of Nashua called for the first special order, House Bill No. 486, An act for the preservation of roads.

The question being,

Shall the bill be indefinitely postponed?

On motion of Mr. Wason of Nashua, the rules were suspended and the bill put back on its second reading. On motion of the same gentleman, the bill was recommitted to the Committee on Roads, Bridges and Canals.

Mr. Prentiss of Walpole called for the second special order, House Bill No. 259, An act to require removal of brush on land adjacent to land of others.

The question being,

Shall the bill pass?

Mr. Prentiss of Walpole moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

Mr. Libby of Gorham moved the previous question.

The motion was seconded by Messrs. Cross of Concord and Wason of Nashua.

The question being,

Shall the main question now be put?

On a *viva voce* vote the Speaker was in doubt and called for a division.

Division being had, 121 gentlemen voted in the affirmative and 133 gentlemen voted in the negative, and two-thirds of the members elected not being present and two-thirds of those present not having voted either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative and the bill went over into unfinished business.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Joint Resolution No. 24, Joint resolution for the placing of buoys and removing obstructions to navigation in the Connecticut river.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams."

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

House Bill No. 154, An act relating to legislative counsel and agents.

House Bill 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead and Haverhill Street Railway Company."

House Bill No. 271, An act prohibiting hunting from power boats.

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money in aid of and support of a hospital.

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An act to provide for the taxation of express companies."

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 185, An act to regulate the use of motor boats.

The message further announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 24, An act in relation to mileage books.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage

of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

Amend section 1 by striking out the words "one tenth" in the fourth line, and inserting in place thereof the words "one fifth," so that said section as amended shall read:

"SECTION 1. No person shall manufacture for sale, keep for sale, sell, exchange, barter or deal in ice cream which shall contain any substance other than milk, cream, eggs, sugar, some natural flavoring, and not more than one fifth of one per cent of filler, or which shall contain less than 14 per cent. butter fat."

On motion of Mr. Libby of Gorham, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 396, An act to regulate the sale of agricultural seeds.

Amend section 4 of said bill by striking out all after the word "offense," in the eleventh line thereof, so that said section as amended shall read:

"SECT. 4. Whoever sells, offers or exposes for sale or for distribution, within this state, any agricultural seeds heretofore named in this act without complying with the requirements of sections one and two, or whoever, with intention to deceive, wrongly marks or labels any lot of agricultural seeds including the seeds of cereals, grasses, forage plants, vegetables, garden plants and white pine trees, but not including those of other trees, shrubs and ornamental

plants, as pertains to their percentage of purity and vitality, shall be punished by a fine not exceeding one hundred dollars for the first offense, and not exceeding two hundred dollars for each subsequent offense.''

On motion of Mr. Libby of Gorham, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

On motion of Mr. Flanders of Sunapee, at 4.55 o'clock the House adjourned.

THURSDAY, MARCH 4, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Guernsey of Lancaster was granted leave of absence for the remainder of the week on account of sickness in his family.

Mr. Boutwell of Hopkinton was granted leave of absence for the remainder of the week on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Dickey of Manchester, petition of W. C. T. U., East Manchester, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, petition of Mary M. Wiggin and twenty-nine citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, petition of Frank H. Lord and twenty-five citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate has passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill 15, An act to provide for the nomination of party candidates by direct primary.

SENATE BILLS READ AND REFERRED.

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

The first reading of the bill having commenced, on motion of Mr. Nason of Dover the rules were suspended, the further reading dispensed with and the bill read a first time by its title. The bill was then read a second time and referred to the Committee on Judiciary.

Senate Bill No. 24, An act in relation to mileage books.

Read a first and second time and referred to the Committee on Railroads.

COMMITTEE REPORTS.

Mr. Dickey of Manchester, for the Committee on Towns, to whom was referred House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by adding the following section, and re-numbering section 2: "Sect. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act," so that said bill when amended shall read as follows:

"SECTION 1. That the small islands known as 'Crescent Island' and 'Ozone Island,' so called, situate in Lake Winnipesaukee and northwesterly of Long Island, 'Ozone Island' being next to said Long Island, and 'Crescent

Island' a few rods northwest of 'Ozone Island,' both adjacent to the lake shore of Moultonborough, be and hereby are annexed to the town of Moultonborough in the county of Carroll.

"SECT. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act.

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Andrews of Conway, for the Committee on Towns, to whom was referred House Bill No. 485, An act to annex Hale's Location to the town of Conway, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by adding the following section, and renumbering section 2: "Sect. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act," so that said bill when amended shall read as follows:

"SECTION 1. That Hale's Location be and hereby is annexed to and made a part of the town of Conway.

"SECT. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act.

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Whitney of Rindge, for the Committee on Towns, to whom was referred House Bill No. 93, An act to annex certain islands to the town of Pelham, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by adding the following section, and re-numbering section 2: "Sect. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended

so far as the same may apply to this act," so that said bill when amended shall read as follows:

"SECTION 1. That the two islands known as Big Island, owned by Harry S. Duckworth and Alice F. D. Pearson; and Hog Island, owned by William Cogger, both situated in Island pond and immediately adjacent to the easterly shore line of said pond in the town of Pelham, county of Hillsborough, be and hereby are annexed to the town of Pelham.

"SECT. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act.

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Woodbury of Woodstock, for the Committee on Towns, to whom was referred House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend said bill by adding the following section and renumbering section 2: "Sect. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act," so that said bill when amended shall read as follows:

"SECTION 1. That all that part of the homestead farm of George W. Taylor of Lisbon which lies in said Lisbon is hereby severed from said town of Lisbon and annexed to the town of Franconia.

"SECT. 2. That the provisions of chapter 99, Laws of 1903, are hereby repealed or suspended so far as the same may apply to this act.

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Aldrich of Keene, for the Committee on Public

Health, to whom was referred House Bill No. 236, An act establishing certain standards in amendment of section 3 of the Food and Drugs Law of 1907, entitled "An act for preventing the manufacture and sale of adulterated or misbranded or poisonous or deleterious foods, drugs, medicines, or liquors," reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, reported the following entitled bill, "House Bill No. 566, An act to provide for a forest tree nursery," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations, under the rules.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 292, An act in amendment of section 1, chapter 137, Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 434, An act for the better protection of human life in hotels and lodging-houses in cases of fire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 333, An act in amendment of chapter 137, Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

Mr. Weeks of Exeter, for the Committee on Public Health, to whom was referred House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The first reading of the bill in its new draft having commenced, on motion of Mr. George of Goffstown, the rules were suspended, the further reading dispensed with, and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 567, An act to adjust salaries of certain county officials," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations, under the rules.

Mr. Felker of Rochester, for the Committee on Judiciary, to whom was referred House Bill No. 456, An act in relation to fire escapes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Ju-

diciary, to whom was referred House Bill No. 336, An act relating to the salary of the judge of probate for the county of Sullivan, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 254, An act in relation to the salary of the judge of probate for Merrimack County, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 397, An act relating to the salary of the judge of probate for the County of Rockingham, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Bill No. 160, An act in relation to the salary of the register of probate of Coös County, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Keenan of Dover, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 52, Joint resolution providing for a screen at the outlet of Forest lake in the town of Winchester, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 66, Joint resolution for the improvement and maintenance of Sugar Loaf road, so called, in the town of Alexandria, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter of said joint resolution being covered by a new bill introduced by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, reported the following joint resolution: "House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations, under the rules.

Mr. French of Moultonborough, for the Committee on Appropriations, reported the following joint resolution: "House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

Mr. Felker of Rochester, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 568, An act in amendment of sections 1 and 3 of chapter 137 of the Session Laws of 1907, entitled, 'An act in relation to fire escapes on certain buildings,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 56, Joint resolution in favor of the Woodstock and Warren road in the town of Woodstock, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter of said joint resolution being covered by a new bill introduced by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Poole of Conway, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 55, Joint resolution in favor of the Woodstock and Warren road in the town of Warren, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter of said joint resolution being covered by a new bill introduced by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Dow of Laconia, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 44, Joint resolution for the repair of the Mt. Crotchet road in the town of Francestown, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter of said joint resolution being covered by a new bill introduced by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 53, Joint resolution for the improvement and maintenance of that part of the Pinkham Notch road which lies in the town of Jackson, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-

matter of said joint resolution being covered by a new bill introduced by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following entitled bill: "House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 290, An act to amend chapter 60, section 3 of the Laws of 1891, as amended by chapter 109, section 1, of the Laws of 1903, relating to dog licenses, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Cheney of Ashland, for the Committee on Public Health, to whom was referred Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out in lines six and thirteen the words "a registered physician" and substituting therefor the words "the local board of health," and by adding at the end of section 2 the words, "said board of health shall issue such certificate upon the advice of a registered physician approved by said board of health."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

Mr. Cheney of Ashland, for the Committee on Public Health, to whom was referred House Bill No. 48, An act

to prohibit the manufacture and sale of cocaine and articles containing cocaine, reported the same with the following amendments and with the recommendation that the bill as amended ought to pass.

Amend section 2 by adding, "This shall not apply to apothecaries who make sales to physicians, veterinaries and dentists upon the original prescription of a physician, the prescription to be retained by the apothecaries and not refilled, or to selling at wholesale to retail druggists, physicians, veterinaries and dentists."

Amend section 4 by striking out the word "thousand" and substituting the word "hundred"; also by striking out the words "one year" and substituting the words "three months."

The report was accepted, the amendments adopted and the bill laid upon the table to be printed.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 107, An act to provide for the regulation of the care of receptacles used for the delivery of milk and cream for domestic purposes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dunnington (H. E.) of Manchester, for the Committee on Public Health, to whom was referred House Bill No. 164, An act to provide against the evils resulting from the traffic in certain narcotic drugs and to regulate the sale thereof, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 274, An act to amend chapter 78 of the Laws of 1903, entitled "An act for the promotion of horticulture," reported the same

with the following amendment and recommended that the bill as amended ought to pass:

Amend section 1 by striking out the words "one thousand" and inserting the words "seven hundred," so that the section shall read:

"Section 1. The sum of seven hundred dollars is hereby annually appropriated for the use of the New Hampshire Horticultural Society to be expended under the direction of the State Board of Agriculture in promoting the horticultural interests of the state."

The report was accepted, the amendment adopted and the bill referred to the Committee on Appropriations under the rules.

Mr. Huntress of Keene, for the Special Committee consisting of the delegation from the County of Cheshire, to whom was referred House Bill No. 250, An act authorizing the Keene Gas and Electric Company to increase its capital stock and for other purposes, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

On motion of Mr. Cutter of Jaffrey, the rules were suspended and the bill in its new draft read a first time by its title.

The bill was then read a second time and laid upon the table to be printed.

BILLS FORWARDED.

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDER.

Mr. Lane of Pittsfield called for the special order, House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

Mr. Nason of Dover called for a division.

(Discussion ensued.)

Mr. Sanborn of Gilmanton moved the previous question.

The motion was seconded by Messrs. Clyde of Hudson and Payne of Derry.

The question being,

Shall the main question now be put?

Mr. Ahern of Concord moved that the bill with the pending motion be laid upon the table and made a special order for Wednesday, March 10, at 11.15 o'clock.

Mr. Musgrove of Hanover raised the point of order that a motion for the previous question took precedence over a motion to make a special order.

The Speaker ruled the point of order not well taken.

The question being on the motion of Mr. Ahern,

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

Division being had, 166 gentlemen voted in the affirmative and 133 gentlemen voted in the negative and the affirmative prevailed.

Mr. Musgrove of Hanover gave notice that on tomorrow

or some subsequent day he should move to reconsider the vote of Wednesday, March 3, whereby the House accepted the amendment, proposed by the appropriations committee, to House Bill No. 542, entitled "An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization."

Mr. Goodwin of Mason gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the resolution of the committee that it is inexpedient to legislate on House Bill No. 488, An act for the restoration of the waste land of New Hampshire.

Mr. Lagerquist of Manchester offered the following resolution:

Resolved, That the House of Representatives, the Senate concurring, extend to the Hon. William H. Taft their most hearty congratulations and the wish that his administration may fully verify the expectations of the American people and be crowned with widespread peace, happiness and prosperity.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Lagerquist of Manchester, the clerk was directed to send a copy of the resolution to the Hon. William H. Taft.

On motion of Mr. Buffum of Winchester,—

Resolved, That when the House adjourns on Thursday it be to meet on Friday morning at 9.30 o'clock; that when it adjourns on Friday morning it be to meet on Monday evening at 8 o'clock, and that when it adjourns on Monday evening it be to meet at 11 o'clock on Wednesday morning.

On motion of Mr. Avery of Campton, at 12.55 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

LEAVE OF ABSENCE.

Mr. Preston of New Hampton was granted leave of absence for the day on account of important business.

THIRD READINGS.

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

On motion of Mr. Felker of Rochester, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 189, An act relating to fishing in Webster lake.

House Bill No. 286, An act to amend chapter 181 of the Public Statutes, relating to the adoption of children.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

Senate Bill No. 9, An act in amendment of an act passed at the January Session, 1907, entitled "An act in reference to pawnbrokers."

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

On motion of Mr. Felker of Rochester, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Secretary of State to be engrossed.

(Mr. Lucier of Nashua in the chair.)

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 99, An act creating a board of trustees for a public cemetery in Hudson.

Amend the first section of said bill by inserting the name "Franklin A. Hill" after the word "Spalding" in the third line thereof, by substituting the word "four" for the word "five" in the fourteenth line thereof, by substituting "1910" for "1909" in the sixteenth line thereof, by omitting the words "for five years, two" in the nineteenth line thereof, by substituting the word "two" for the words "and one" in the twentieth line thereof, and by adding the following words after the word "years" in the twentieth line thereof, "and two for one year, from June, 1909," so that said section when amended shall read as follows:

"SECTION 1. Dr. Alfred K. Hills, Kimball Webster, Walter H. Marsh, J. H. LeGalle, Pearl H. Thomas, Charles W. Spalding, Franklin A. Hill and Justin E. Hill are

hereby appointed and constituted a board of trustees, who shall have the sole care, superintendence and management of the property, expenditures, business, prudential affairs, and sale of lots in the cemetery located between Derry Road and Derry Lane in Hudson, together with any and all additions thereto; the term of office of two members of which board shall expire each year; and two members shall be elected by ballot, annually, in the month of June by the chairman of the board of selectmen of said town in convention with said board of trustees, by major vote, to hold their office for four years, retiring trustees having no vote therein, the first of which elections shall take place in June, 1910, and the term for which the members herein appointed shall hold their office shall be determined by lot, two to hold their office for four years, two for three years, two for two years, and two for one year, from June, 1909. The chairman of the board of selectmen of said town shall be *ex-officio* a member of said board; said trustees shall receive no compensation for their services as such; no person shall be eligible as such trustee who is not a taxpayer in said town and a lot owner in said cemetery. Said board shall meet annually on the first Monday in June for organization, and shall elect a chairman and secretary from their own number, and four members shall constitute a quorum for the exercise of the powers and the performance of the duties of said board, but a less number may adjourn from day to day. Any vacancy occurring in said board by death, removal, resignation or otherwise, shall be filled by the chairman of the board of selectmen, in convention with said board of trustees, for the remainder of the term.''

On motion of Mr. Hill of Concord, the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and Property, Where Taxed."

House Bill No. 7, An act in relation to the rate of taxation.

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association, in the town of Sandwich, New Hampshire.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men, of Enfield, New Hampshire.

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads and telegraph and telephone lines.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of railroads," etc.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

Senate Bill 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

On motion of Mr. Ahern of Concord, at 3.26 o'clock the House adjourned.

FRIDAY, MARCH 5, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

The following communication was read by the clerk:

CONCORD, N. H., March 4, 1909.

Mr. Wm. J. Ahern, Concord, N. H.

Dear Sir: I shall be unable to be present at the session on Friday morning, March 5. Will you kindly preside for me, and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

COMMITTEE REPORTS.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred Senate Bill No. 20, An act confirming and legalizing the organization and acts of the

North Shore Water Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

SENATE BILLS READ AND REFERRED.

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

Read a first and second time and referred to the Committee on Liquor Laws.

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot and to provide for the burial therein of deceased dependent insane inmates of the hospital.

Read a first and second time and referred to the Committee on Judiciary.

On motion of Mr. Brown of Auburn, at 9.39 o'clock the House adjourned.

MONDAY, MARCH 8, 1909.

The House met at 8 o'clock, according to adjournment.

The following letter was read by the clerk:

DOVER, N. H., March 8, 1909.

Mr. Wm. J. Ahern, Concord, N. H.

DEAR SIR: I shall be unable to be present at the session Monday evening. Will you kindly preside for me, and oblige,

Yours very respectfully,

WALTER W. SCOTT,

Speaker.

On motion of Mr. Andrews of Conway, at 8.01 o'clock the House adjourned.

WEDNESDAY, MARCH 10, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Hebberd of Milan was granted leave of absence for the remainder of the week on account of important business.

Mr. Cressey of Bradford was granted leave of absence for the week on account of sickness.

Messrs. Guernsey, Spaulding and Wentworth of Lancaster were granted leaves of absence for the remainder of the week on account of important business.

Mr. Jones of Gilford was granted leave of absence for the day on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Kimball of Atkinson, petition of Edgar Warren and twenty citizens of Atkinson, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Nason of Dover, petition of Mary L. Wiggin and thirty citizens of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 27, Joint resolution in favor of highway to Bald Peak near Tuftonborough town line, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Worthen of Manchester, for the Committee on Incorporations, to whom was referred House Bill No. 473, An act to incorporate the Rollinsford Water and Sewer Company of Rollinsford, N. H., reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 571, An act to ratify and validate the action of the Hillsborough County convention of the House of Representatives of the 1907 session," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 158, An act in amendment of chapter 79 of the Public Statutes, relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 208, An act to repeal chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," and

all acts amendatory thereof and supplemental thereto, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee,

On motion of Mr. Locke of Hinsdale, the bill with the accompanying resolution was laid upon the table and made a special order for Tuesday, March 16, at 11.05 o'clock.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 214, An act in amendment of section 1, chapter 130, Session Laws of 1907, relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 518, An act amending chapter 79, Session Laws of 1901, relating to fish and game, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 122, An act relating to the time and mode of killing deer, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 466, An act prohibiting fishing through the ice on Keyser lake or Guile pond, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled 'An act in relation to the city of Manchester, establishing a board of police commissioners for said city,'" with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 502, An act amending chapter 130, Session Laws of 1907, entitled "An act amending chapter 79, Session Laws of 1901, relating to fish and game," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 358, An act to provide compensation to owners of property damaged or destroyed by moose, caribou, elk or deer, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 161, in Senate new draft, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill: "House Bill No. 574, An act to repeal chapter 47 of the Session Laws of 1907, entitled 'An act to prohibit the deposit of sawdust and other sawmill refuse and other waste in Swift river and its tributaries in the town of Tamworth,' and to re-enact and amend chapter 73 of the Session Laws of 1905, entitled 'An act to prohibit the deposit of sawdust and other sawmill refuse and other waste in Swift river and its tributaries in the town of Tamworth,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following joint resolution: "House Joint Resolution No. 77, Joint resolution in favor of the Basin bridge, so called, in Tuftonborough, and opening the channel under said bridge," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations, under the rules.

Mr. Howard of Nashua, for the Special Committee consisting of the delegation from the county of Hillsborough, to whom was referred House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the words "two thousand" in the second line of section 1 and inserting in place thereof the words "eighteen hundred," so that said section as amended shall read as follows: "Section 1. The salary of the solicitor for the county of Hillsborough shall hereafter be eighteen hundred dollars per annum, payable quarterly; and so much of sections 17 and 20, chapter 286 of the Public Statutes as is inconsistent with this act is hereby repealed."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Madden of Keene, for the Special Committee consisting of the delegation from the city of Keene, to whom was referred House Bill No. 183, An act to enable the Union School District in the city of Keene to take certain land in said Keene for school purposes, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by inserting a new section after section 5 thereof, to be numbered section 6, and by renumbering section 6, section 7. said new section to read as follows:

"SECT. 6. The said Union School District is hereby empowered and authorized to issue its notes or bonds for the purpose of providing funds for the payment of the whole or any part of the judgment rendered on the aforesaid proceedings, which notes or bonds shall bear interest at a rate not exceeding four per cent. per annum. Said city

of Keene is hereby authorized to accept and hold said notes or bonds or any part of the same in accordance with section 5 of this act.''

The report was accepted, the amendment adopted and the bill ordered to a third reading.

BILLS FORWARDED.

House Bill No. 404, An act in amendment of section 7, chapter 261, Laws of 1893, entitled ''An act to provide for the maintenance of a school jointly by the school district of said Rochester and the town of Milton.

House Bill No. 562, An act to establish water works in the town of Woodstock.

House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled ''An act in relation to the arraignment and trial of persons charged with murder in either degree.''

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

Severally taken from the table and ordered to a third reading.

House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

Taken from the table.

On motion of Mr. Doe of Somersworth, the bill was laid upon the table and made a special order for Tuesday, March 16, at 11.10 o'clock.

House Bill No. 564, An act in relation to the Union School District in Littleton.

Taken from the table.

On motion of Mr. Richardson (M. H.) of Littleton, the bill was recommitted to the Committee on Education.

House Bill No. 563, An act in amendment of chapter 79,

Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to the open season on deer.

Taken from the table.

Mr. Fry of Claremont offered the following amendment:

Amend section 1 by adding the words "Sullivan and Cheshire" after the words "within the limits of the counties of" in the 14th line of the printed bill.

The question being on the amendment proposed by Mr. Fry of Claremont,

(Discussion ensued.)

On motion of Mr. Felker of Rochester, the bill with the pending amendment was recommitted to the Committee on Fisheries and Game.

SPECIAL ORDERS.

Mr. Belanger of Manchester called for the first special order, House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On motion of Mr. Belanger of Manchester, the bill with the pending motion was laid upon the table and made a special order for Wednesday, March 17, at 11.05 o'clock.

Mr. Clyde of Hudson called for the second special order, House Bill No. 193, An act to exempt certain wages from attachment by trustee process.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On motion of Mr. Clyde of Hudson, the bill with the pending motion was laid upon the table and made a special order for Wednesday, March 17, at 11.10 o'clock.

Mr. Lane of Pittsfield called for the third special order, House Bill No. 429, An act in amendment of sub-division

5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest.

The question being,

Shall the main question now be put?

Mr. Sanborn of Gilmanton withdrew his call for the previous question.

The question being on the resolution reported by the committee that it is inexpedient to legislate, with a division pending,

(Discussion ensued.)

On motion of Mr. Musgrove of Hanover, at 1.47 o'clock the House took a recess until 2.30 o'clock.

(After recess.)

The consideration of House Bill No. 429, An act in amendment of sub-division 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest, was resumed.

The question being on the resolution reported by the committee, that it is inexpedient to legislate, with a division pending,

(Discussion ensued.)

Mr. Clough of Lebanon moved the previous question.

The motion was seconded by Messrs. Clyde of Hudson and Stevens of Somersworth.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the resolution reported by the committee that it is inexpedient to legislate. Division being had, 129 gentlemen voted in the affirmative and 156 gentlemen voted in the negative and the resolution of the committee was not adopted.

Mr. Nason of Dover offered the following amendment:

Amend the bill by adding at the end thereof the following:

"This exemption shall only apply to money loaned on farm lands where the note is secured by a mortgage, and where the mortgage is the sole security for the note."

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the Speaker was in doubt and called for a division.

Division was had and pending its declaration Mr. Nason of Dover withdrew his amendment.

Mr. Musgrove of Hanover moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

On a *viva voce* vote the affirmative prevailed.

Mr. Ahern of Concord called for a division. Division being had, 197 gentlemen voted in the affirmative and 77 gentlemen voted in the negative and the affirmative prevailed and the bill was read a third time.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

Mr. Chase of Londonderry offered the following resolution:

Resolved, by the House of Representatives, That such legislation shall be enacted as will require the public service corporations to pay taxes determined upon the same basis as other property in the state not favored by special legislation.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Merrill of Thornton, at 4.05 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

Mr. Weeks of Exeter was granted leave of absence for the week on account of sickness.

Mr. Lang of Candia was granted leave of absence for Friday on account of important business.

THIRD READING.

House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization.

The third reading being in order, Mr. Musgrove of Hanover moved that the rules be suspended and the bill put back on its second reading.

The question being on the motion of Mr. Musgrove of Hanover,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Ahern of Concord called for a division. Division being had, 153 gentlemen voted in the affirmative and 103 gentlemen voted in the negative and two-thirds of those voting not voting in the affirmative, the motion to suspend the rules did not prevail.

Mr. Sanborn of Gilmanton demanded the yeas and nays and with the demand pending moved that the bill be laid upon the table and made a special order for Thursday, March 11, at 11.05 o'clock.

On a *viva voce* vote the affirmative prevailed.

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 160, An act in relation to the salary of the register of probate for Coös County.

House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake in the town of Winchester.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 485, An act to annex Hale's Location to the town of Conway.

The third reading being in order on motion of Mr. Libby of Gorham the bill was put back on its second reading and referred to a special committee consisting of the delegation from the county of Carroll.

House Bill No. 404, An act in amendment of section 7, chapter 261, Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of said Rochester and the town of Milton."

The third reading being in order, on motion of Mr. Hurd of Manchester the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 562, An act to establish water-works in the town of Woodstock.

The third reading being in order, on motion of Mr. Hill of Concord the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree."

House Bill No. 529, An act in amendment of section 7 of

chapter 116 of the Public Statutes, relating to the doors of public buildings.

Severally read a third time and passed and sent to the Senate for concurrence.

Agreeably to previous notice, Mr. O'Neill of Walpole moved that the vote whereby the House passed House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners, be reconsidered and with this motion pending that the bill be laid upon the table and made a special order for Thursday, March 11, at 11.10 o'clock.

On motion of Mr. Cole of Berlin, at 4.55 o'clock the House adjourned.

THURSDAY, MARCH 11, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. H. E. Dunnington of Manchester was granted leave of absence for the remainder of the week on account of sickness.

Mr. Anderson of Exeter was granted leave of absence for the remainder of the week on account of death in the family.

PETITIONS PRESENTED AND REFERRED.

By Mr. Currier of Belmont, petition of C. W. Knowles and thirty-one citizens of Belmont, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Osgood of Nashua, petition of Burton Crankshaw and thirty citizens of Nashua, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Lane of Hampton, petition of G. C. Waterman and fourteen citizens of Hampton, praying for the repeal

of the license law and the strengthening of the prohibitory law.

By Mr. Lane of Hampton, petition of Mrs. M. S. Waterman and fifteen women, citizens of Hampton, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia, reported the same with amendments, and with the recommendation that the bill as amended ought to pass.

The report was accepted.

On motion of Mr. Lagerquist of Manchester, the bill with the pending amendments was laid upon the table and the amendments ordered printed.

Mr. Keenan of Dover, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 38, Joint resolution authorizing the governor and council to expend funds in emergencies and providing for temporary loans, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Bill No. 308, An act in relation to payment of N. H. N. G. for attendance at drills, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 55, An act in relation to telephones and installing the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Bill No. 316, An act in relation to former officers of the National Guard, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Keenan of Dover, for the Committee on Military Affairs, to whom was referred House Bill No. 277, An act in relation to the use of armories, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill reported favorably by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Bill No. 222, An act enabling certain school districts to make con-

tracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 357, An act in relation to the salaries of certain state officials, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 54, Joint resolution in favor of the highway leading from Gorham to Jackson, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Hollis of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 120, An act extending municipal suffrage to women, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 120, An act extending municipal suffrage to women, having considered the same and being unable to agree with the findings of the majority of said committee report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

DEWITT C. HOWE.
A. J. LUCIER.
WALLACE HACKETT.
ALLEN HOLLIS.
H. K. TORREY.
CHARLES D. BARNARD.
JOSEPH MADDEN.

Mr. Howe of Concord moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, March 17, at 11.15 o'clock.

On a *viva voce vote* the affirmative prevailed.

Mr. Hollis of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 576, An act to prohibit carrying concealed weapons," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as Claremont General Hospital," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Wyman of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 578, An act in amendment of section 20 of chapter 27 of

the Public Statutes, entitled 'County Commissioners,' as amended by chapter 112 of the Laws of 1903,'' with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first time.

The question being,

Shall the bill be read a second time?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed, and the bill was read a second time and laid upon the table to be printed.

Mr. Hanscom of Portsmouth, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 10, Joint resolution to provide suitable armory quarters for the National Guard in Portsmouth, reported the same with the following resolution:

Resolved, That it be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Cole of Berlin, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Toothaker of Berlin, for the Committee on Normal

School, reported the following entitled bill, "House Bill No. 579, An act to provide additional Normal School facilities and to appropriate money for the same," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, laid upon the table to be printed and then referred to the Committee on Appropriations, under the rules.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory," reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Preston of New Hampton offered the following amendments:

Amend section 1 by substituting the word "accept" in place of the word "receive" in line 5, and substituting the word "accepting" in place of the word "receiving" in line 19.

Further amend section 1 by substituting after the word "state" in line 11, a semicolon in place of the comma and insert the following:

"or if any licensee shall fill an order for liquor, to be sent to any person, other than a holder of a license of the first, fifth or sixth class, in a no-license city or town in this state, to be delivered to a common carrier, expressman, truckman or other person for transportation to the purchaser, whether such carrier or other person be the agent of the purchaser for receiving delivery or not."

Further amend by inserting after the word "committed," in line 18, the following:

"and any licensee filling such order shall be deemed guilty of violating the provisions and conditions of his license and shall be so dealt with by the State Board of License Commissioners."

So that said section 1 as amended shall read:

SECTION 1. Chapter 117 of the Laws of 1905 is hereby amended by adding the following new sections to said chapter:

"SECT. 14. If any person, partnership or corporation shall seek, solicit, accept, or transmit in any no-license city or town in this state an order for liquor from any person (the word 'liquor' being meant to include its meaning as used in chapter 49 of the Session Laws of 1905) to be furnished or procured at any other place, to be delivered to any place in any no-license city or town in this state; or if any licensee shall fill an order for liquor, to be sent to any person, other than a holder of a license of the first, fifth or sixth class, in a no-license city or town in this state, to be delivered to a common carrier, expressman, truckman or other person for transportation to the purchaser, whether such carrier or other person be the agent of the purchaser for receiving delivery or not, such person, partnership or corporation shall be punished for each offense by a fine of one hundred dollars ($100), and if it be a person he shall be imprisoned not exceeding ninety days, and if it be a corporation its charter may be revoked upon petition to the Superior Court by the attorney-general of the state, or the solicitor of the county in which the offense was committed; and any licensee filling such order shall be deemed guilty of violating the provisions and conditions of his license and shall be so dealt with by the State Board of License Commissioners, *provided, however,* that nothing herein shall prevent the seeking, soliciting, accepting or transmitting of orders in the regular course of business from those who are legally authorized to sell liquor in said no-license cities and towns.

"SECT. 15. It shall be the duty of the State Board of License Commissioners to enforce, or cause to be enforced, the provisions of section 14 of this act, and it shall be the duty of said board to prosecute, or cause to be prosecuted, violations of the same."

SECT. 2. This act shall take effect upon its passage, and all acts or parts of acts inconsistent with this act are hereby repealed.

The question being on the amendment offered by Mr. Preston of New Hampton,

On motion of Mr. Preston of New Hampton, the bill with the pending amendments was laid upon the table and made a special order for Tuesday, March 16, at 11.02 o'clock, meanwhile the amendments to be printed.

Mr. Tarbell of Lyndeborough, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 8, Joint resolution to provide suitable armory quarters for the National Guard in Laconia, reported the same with the following resolution:

Resolved, That it be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Nashua, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 12, Joint resolution to provide suitable armory quarters for the National Guard in Keene, reported the same with the following resolution:

Resolved, That it be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Mason of Concord, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 7, Joint resolution to provide suitable armory quarters for the National Guard in Berlin, reported the same with the following resolution:

Resolved, That it be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Barker of Newport, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 20, Joint resolution for an appropriation of twenty-five thousand dollars for the purpose of building an armory

for the National Guard in Claremont, reported the same with the following resolution:

Resolved, That it be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was recommitted House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer, reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Foster of Claremont offered the following amendment:

Amend the bill by adding after the words "Counties of" in the 14th line of the printed bill, the words "Sullivan, Cheshire,"

The question being on the amendment offered by Mr. Foster of Claremont,

(Discussion ensued.)

Mr. Foster moved that the bill with the pending amendment be laid upon the table and made a special order for Tuesday, March 16, at 11.15 o'clock.

The question being on the motion of Mr. Foster,

(Discussion ensued as to time.)

On a *viva voce* vote the negative prevailed.

Mr. Madden of Keene moved to amend the amendment offered by Mr. Foster of Claremont by striking out the word "Cheshire."

The question being on the amendment to the amendment,

(Discussion ensued.)

Mr. Ahern of Concord moved that the bill with the pending amendments be laid upon the table and made a special order for Tuesday, March 16, at 11.20 o'clock.

On a *viva voce* vote the motion did not prevail.

The question being on the amendment to the amendment,

On a *viva voce* vote the amendment to the amendment was adopted.

The question being on the amendment as amended,

(Discussion ensued.)

On a *viva voce* vote the amendment as amended was not adopted.

Mr. Cutter of Jaffrey offered the following amendments:

Strike out the word "Cheshire" wherever it occurs and add at the end of section 1 the words, "There shall be no open season on deer in Cheshire County."

The question being on the amendment offered by Mr. Cutter of Jaffrey,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

On motion of Mr. Fisk of Charlestown the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

SPECIAL ORDERS.

Mr. Ahern of Concord called for the first special order, House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the state board of equalization.

The question being on the motion of Mr. Musgrove of Hanover, that the bill be put back upon its second reading, on which a demand for the yeas and nays was pending,

(Discussion ensued.)

Mr. Musgrove of Hanover moved that the bill be indefinitely postponed.

Mr. Nason of Dover moved the previous question, and on this motion demanded the yeas and nays.

The motion was seconded by Messrs. Wason of Nashua and Stevenson of Exeter.

Mr. Musgrove of Hanover moved that the bill be laid upon the table and made a special order for Tuesday, March 16, at 11.15 o'clock.

Mr. Felker of Rochester moved that the House adjourn.

On a *viva voce* vote the motion did not prevail.

Mr. Madden of Keene moved that the House take a recess until 2 o'clock.

On a *viva voce* vote the motion did not prevail.

The question being on the motion of Mr. Musgrove of Hanover, that the bill be laid upon the table and made a special order for Tuesday, March 16, at 11.15 o'clock,

(Discussion ensued as to time.)

On a *viva voce* vote the motion did not prevail.

The question being on the call of Mr. Nason of Dover for the previous question, with a demand for the yeas and nays,

Mr. Nason withdrew his demand for the yeas and nays and asked for a division.

The question being,

Shall the main question now be put?

Division being had, 258 gentlemen voted in the affirmative and five gentlemen voted in the negative and the previous question was ordered.

The question being,

Shall the bill be indefinitely postponed?

On a *viva voce* vote the negative prevailed.

The question being on the motion of Mr. Musgrove of Hanover that the bill be put back on its second reading,

Mr. Sanborn of Gilmanton having demanded the yeas and nays, the roll was called with the following result:

YEAS, 84.

ROCKINGHAM COUNTY.—Payne, Hepworth, Lane of Hampton, Chase of Londonderry, Torrey, Brown of North Hampton, Holmes.

STRAFFORD COUNTY.—Miller of New Durham, Felker, Beaudoin, Stevens of Somersworth, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Preston of New Hampton, Hanson.

CARROLL COUNTY.—Huckins of Ossipee.

MERRIMACK COUNTY.—Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Chadwick, Lapointe, Jenks of Franklin, Lovering, Shepard, Lane of Pittsfield, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Corey of Brookline, Holt of Francestown, George of Goffstown, Upton, Hardy, Tarbell, Wyman, Friborg, Joyal, Glynn, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Demers, Moreau, Lafond, Goodwin of Mason, Butterfield, Walbridge, Lucier, Taggart, Delacombe, Peaslee.

CHESHIRE COUNTY.—Chaplin, Locke of Hinsdale, Cutter, Hanna, Brown of Troy.

SULLIVAN COUNTY.—Merrill of Claremont, Fry, Foster, Haskell, Quimby, Penniman.

GRAFTON COUNTY.—Gray of Alexandria, Morrill of Bridgewater, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Mooney, Elms, Ford of Orange, Horton of Piermont, Weeks of Warren.

COOS COUNTY.—Noyes, Baker of Whitefield.

NAYS, 226.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Rand of Chester, Currier of Danville, Clark of Deerfield, French of East Kingston, Ladd, Perkins, Stevenson, Cook, Carr of Greenland, Corson, Sanborn of Hampton Falls, Brown of Kensington, Marvin, Harvey, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Hanscom, Poore, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wedgwood, Wood, Snell, Pinkham, Clark of Rochester, Crocker, Marcotte, Kimball of Rochester, Doe, Gastonguay, Reed.

BELKNAP COUNTY.—Currier of Belmont, Dow, Dinsmoor, Folansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Livingston, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Weed, Robertson of Tamworth, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Morrill of Canterbury, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Lord, Morrison, Holt of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Chase of Northfield, Baker of Pembroke, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Dutton, Jenks of Goffstown, Cheever, Gale, Baker of Hillsborough, Newman, Clyde, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Forsaith, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Hogan, Curtis, Fuller, Straw, Blood, Kellogg, Nerbonne, Flaherty, Dickey, Emerson, Melzer, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Woodward, Gaffney, Wason, McQuesten, McLane, Preston of New Ipswich, Giles, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Wilder, Poole of Jaffrey, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Goodnow of Sullivan, Clement, O'Neill, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Fisk, Cutting, Gocha, Russell, Huntoon, Rawson, Barker, Walker.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Gordon, Avery of Campton, Wallace, Burt, Hall, Miller of Haverhill, Clough of Haverhill, Balch, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Myron H.) of Littleton, Smith of Munroe, Horton of Orford, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Paquet, Nilson, Barron, Fellows, Cummings, Drew, Gray of Columbia, Libby, Clook, Hayes, Evans, Jackson, Smith of Whitefield, and the motion did not prevail.

The third reading being in order, on motion of Mr. Wason of Nashua the rules were suspended and the bill read a third time by its title.

The question being,

Shall the bill pass?

On motion of Mr. Felker of Rochester, at 1.28 o'clock the House took a recess until 2.15 o'clock.

(After recess.)

The consideration of House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the state board of equalization, was resumed.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Wyman of Manchester called for a division.

(Discussion ensued.)

Mr. Moreau of Manchester moved the previous question.

The motion was seconded by Messrs. Cross of Concord and Sayers of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The question being,

Shall the bill pass?

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

Division being had, 152 gentlemen voted in the affirmative and 117 gentlemen voted in the negative and the bill passed.

Mr. Hackett of Portsmouth moved that the House adjourn, but subsequently withdrew his motion.

Mr. Felker of Rochester called for the second special order, House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners.

On motion of Mr. Felker the bill was laid upon the table and made a special order for Tuesday, March 16, at 11.15 o'clock.

Mr. Hackett of Portsmouth moved that the House adjourn.

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

Division being had, 126 gentlemen voted and the affirmative and 128 gentlemen voted in the negative and the motion did not prevail.

BILLS FORWARDED.

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

Taken from the table.

Mr. Howe of Concord offered the following amendment:

Insert after the word "vaccination," in line seven of the printed bill, the following sentence: "Said board of health shall issue such certificate upon the advice of a registered physician approved by said board of health."

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

Taken from the table.

Mr. Emerson of Milford offered the following amendments:

Amend section 3 by striking out the words "or poisons" where they occur in line 5.

Add the word "or" between the word "medicines" and the word "chemicals" where they occur in line 5.

Amend section 10 by striking out the words "or poisons" where they occur in line 21.

Add the word "or" between the word "medicines" and the word "chemicals" where they occur in line 21.

On a *viva voce* vote the amendments were adopted.

The bill was then ordered to a third reading.

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

Taken from the table.

Mr. Aldrich of Keene offered the following amendment.

Amend the bill by inserting after the word "dentist," in line 12 of section 2 the word "or."

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

House Bill No. 568, An act in amendment of sections 1 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes.

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

Severally taken from the table and ordered to a third reading.

Agreeably to a previous notice, Mr. Buffum of Winchester moved that the House reconsider the vote whereby it adopted the resolution of the committee, that it is inexpedient to legislate, on House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition of "high school."

On a *viva voce* vote the motion did not prevail.

Mr. Buffum of Winchester called for a division but subsequently withdrew his call temporarily.

On motion of Mr. Dodge of Lincoln the rules were suspended and the introduction of committee reports made in order.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, reported the following entitled bill, "House Bill No. 580, An act in amendment of chapter 95, Laws of 1903, entitled 'An act to regulate the traffic in intoxicating liquor,' as amended by chapter 49, Laws of 1905," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Aldrich of Keene, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

On motion of Mr. Dodge of Lincoln, the bill was made a special order for Tuesday, March 16, at 11.03 o'clock.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, reported the following entitled bill, "House Bill No. 581, An act in amendment of chapter 117, Laws of 1905, entitled 'An act relating to the enforcement of laws relating to the illegal sale of intoxicating liquors in no-license territory,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Mr. Dodge of Lincoln, the bill was made a special order for Tuesday, March 16, at 11.04 o'clock.

Mr. Ahern of Concord offered the following resolution:

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock.

On a *viva voce* vote the resolution was adopted.

Mr. Chaplin of Fitzwilliam gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby House Bill No. 542, An act creating a permanent tax commission, defining its duties and abolishing the state board of equalization, was passed.

On motion of Mr. Ahern of Concord, at 5 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

(Mr. Emerson of Milford in the chair.)

THIRD READINGS.

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

The third reading being in order,

Mr. Hurd of Manchester moved that the rules be suspended and the bill be read a third time by its title.

The question being on the motion of Mr. Hurd of Manchester,

(Discussion ensued.)

Mr. Hurd withdrew his motion.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes relating to scholars.

Read a third time.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed.

Mr. Goodwin of Mason called for a division.

On motion of Mr. Wason of Nashua, the bill was laid upon the table.

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 161 (in Senate new draft), An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

Read a third time and passed and sent to the secretary of state to be engrossed.

House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes.

On motion of Mr. Ahern of Concord, the rules were suspended and the bill read a third time by its title.

The bill was then passed and sent to the Senate for concurrence.

House Bill No. 568, An act in amendment of sections 1 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

The third reading being in order, on motion of Mr. Libby of Gorham, the rules were suspended, the bill put back on its second reading and laid upon the table.

House Bill No. 183, An act to enable the Union School District in the city of Keene to take certain land in said Keene for school purposes.

The third reading being in order, on motion of Mr.

Aldrich of Keene the rules were suspended and the bill read a third time by its title.

The bill was then passed and sent to the Senate for concurrence.

On motion of Mr. Rawson of Newport, at 5.28 o'clock the House adjourned.

FRIDAY, MARCH 12, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Forsaith of Manchester was granted leave of absence for the day on account of death in his family.

Mr. Spaulding of Lancaster was granted leave of absence for the day on account of sickness.

Mr. Preston of New Hampton was granted leave of absence for the day on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Penniman of Plainfield, Petition of Mrs. S. M. Baker and twenty-one other women of Plainfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Penniman of Plainfield, Petition of Frank DeF. Baker and sixteen citizens of Plainfield, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

COMMITTEE REPORTS.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following entitled bill, "House Bill

No. 582, An act imposing a tax on legacies and successions," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Hill of Concord, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Hill of Concord, for the Committee on Ways and Means, reported the following entitled bill, "House Bill No. 583, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, relating to a tax on collateral legacies and successions," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Hill of Concord, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 33, Joint Resolution for screening the outlet of Montgomery lake in the town of Whitefield, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations, under the rules.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Joint Resolution No. 57, Joint resolution to provide for the publication of "A Complete History of the Private Schools of New Hampshire," reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations, under the rules.

Mr. Rand of Laconia, for the Committee on Fisheries and Game, reported the following entitled bill, "House

Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred Senate Bill No. 21, An act to create the office of state auditor, reported the same with the following amendments and the recommendation that the bill as amended ought to pass:

Strike out the word "people" in line 3 of section 5 and insert in place thereof the word "state."

Strike out in line 2 of section 9 the words "has been, or," and insert in line 3 of section 9, after the word "treasury," the following: "subsequent to the thirty-first day of August, 1909."

Strike out in line 3 of section 10 the word "December" and insert in place thereof the word "August."

Strike out in line 2 of section 11 the word "December" and insert in place thereof the word "August."

Strike out in line 8 of section 11 the word "thirty-first" and insert in place thereof the word "thirtieth."

Strike out in line 9 of section 11 the words "December biennially" and insert in place thereof the words "September annually."

The report was accepted, the amendments adopted and the bill ordered to a third reading.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time by its title and passed and sent to the Senate for concurrence in the amendments.

Mr. Wason of Nashua, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of

Hillsborough County," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred Senate Bill No. 8, An act relating to the use of highways by certain vehicles, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 351, An act establishing a state auditor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Farrand of Concord, for the Committee on Incorporations, to whom was referred House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend section 9 by striking out all of the fourth line and inserting in the place thereof the following: "And this act shall take effect after being approved by a major-

ity of the voters present and voting at any legal town meeting in the town of Conway."

The report was accepted.

The undersigned, a minority of the Committee on Incorporations, to whom was referred House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway, having considered the same, and being unable to agree with the conclusions of the majority of the committee, report the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend by striking out section 7 of the bill and by renumbering the succeeding sections, said section 7, which is hereby struck out, reading as follows:

"SECT. 7. Said corporation is hereby authorized to enter upon and take any real estate, including any right of way or easement, and personal property belonging to an individual, partnership or corporation, under and by virtue of the laws of eminent domain; provided, that if it be necessary to enter upon and appropriate any private property or easement therein, and said corporation shall not be able to agree with the owner thereof for the damages that may be done by said corporation, or the owners shall be unknown, either party may apply to the Superior Court, at a trial term of the same in the County of Carroll to have the same laid out, and the damages determined; and said court shall refer the same to the county commissioners for said county, who shall appoint a time and place of hearing, and give notice thereof in the same manner as now provided by law for the laying out of highways, and said commissioners shall make report to said court, and said court may issue execution thereon accordingly."

WESLEY W. PAYNE,
DARWIN J. FORSAITH,
A Minority of the Committee.

Mr. Wason of Nashua moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Thursday, March 18, at 11.05 o'clock, meanwhile the amendments to be printed.

On a *viva voce* vote the motion prevailed.

Mr. Felker of Rochester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 587, An act in amendment of chapter 210 of the Public Statutes, relating to justices, courts and civil proceedings therein," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 369, An act to establish a state police force, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 251, An act providing for a state police force, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 588, An act in relation to the office of attorney-general," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a first time by its title. The bill was then read a second time, laid upon the table to be printed and then referred to the Committee on Appropriations.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 104, An act in relation to the duties of the attorney-general, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 257, An act providing for the appointment of an assistant attorney-general, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 537, An act to authorize the Wentworth Home for the Aged of Dover to increase its holdings of real estate and personal property.

House Bill No. 539, An act to authorize the Dover Children's Home to increase its holdings of real estate and personal property.

House Bill No. 507, An act in amendment of section 2 of chapter 51 of the Laws of 1873, entitled "An act to incorporate the Rochester Gas Light Company," relating to its capital stock and powers.

House Bill No. 462, An act in amendment of chapter 207, Laws of 1907, in relation to the assessors of taxes in the city of Portsmouth.

House Bill No. 391, An act to exempt that portion of the estate of John H. Pearson, which is held by the trustees under his will for the benefit of the poor and destitute in the state of New Hampshire and for charitable and educational purposes therein, from taxation.

House Bill No. 309, An act in amendment of chapter 259 of the Laws of 1907, exempting from taxation the property of the Laconia Hospital Association.

House Bill No. 265, An act in renewal and amendment of an act entitled "An act to incorporate the Hampstead & Haverhill Street Railway Company."

House Bill No. 536, An act to incorporate Titigaw Tribe, No. 38, Improved Order of Red Men of Enfield, New Hampshire.

House Bill No. 82, An act to incorporate the North Sandwich Cemetery Association in the town of Sandwich, New Hampshire.

House Bill No. 442, An act to incorporate the Manchester Masonic Building Association.

House Joint Resolution No. 71, Joint resolution to provide for taking the sense of the qualified voters of the state as to the expediency of calling a constitutional convention.

House Bill No. 5, An act in amendment of chapter 56 of the Public Statutes, entitled "Persons and property, where taxed."

House Bill No. 288, An act in amendment of section 9 of chapter 118 of the Laws of 1895, relating to public libraries.

House Bill No. 549, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled "Taxation of railroads," etc.

House Bill No. 323, An act authorizing street railway corporations to carry freight and express.

House Bill No. 531, An act in amendment of section 11 of chapter 81 of the Session Laws of 1907, entitled "An act to provide for the taxation of express companies."

House Bill No. 399, An act to provide for the appointment of a commission to make recommendations to the next constitutional convention as to the manner in which the membership of the House of Representatives can be reduced.

House Bill No. 110, An act in amendment of chapter 72, Laws of 1907, relating to the manufacture and sale of ice cream.

House Joint Resolution No. 24, Joint resolution in favor of placing buoys and removing obstructions to navigation in the Connecticut River.

House Bill No. 271, An act prohibiting hunting from power boats.

House Bill No. 7, An act in relation to the rate of taxation.

House Bill No. 192, An act to correct and establish the way in which the name of the town of Tuftonborough shall be spelled.

Senate Bill No. 17, An act to authorize the town of Richmond to own and maintain a local telephone line and exchange.

House Bill No. 303, An act to repeal sections 1 and 2 of chapter 317, Session Laws of 1903, relating to school districts in Wilmot and New London.

House Bill No. 387, An act to authorize the city of Nashua to appropriate money in aid of and support of a hospital.

House Bill No. 213, An act to repeal chapter 238 of the Public Statutes of New Hampshire, relating to naturalization.

House Bill No. 157, An act relating to the bonds of sheriffs.

House Bill No. 202, An act in amendment of section 18

of chapter 205 of title 28, "Courts and their officers," of the Public Statutes.

House Bill No. 544, An act to change the name of Wheelright pond, in the town of Lee.

House Bill No. 295, An act in amendment of section 9, chapter 177 of the Public Statutes, in relation to the private sale of real estate by guardians.

House Bill No. 410, An act relative to the price at which railroad corporations shall offer new stock to their stockholders.

House Joint Resolution No. 60, Joint resolution in favor of reimbursing Mark A. Kearns for expenses incurred in defending his right to a seat in this House.

House Joint Resolution No. 36, Joint resolution providing a fish screen at outlet of Squam lake.

House Bill No. 139, An act in amendment of section 1, chapter 114, Laws of 1901, relating to investments of savings banks.

House Joint Resolution No. 1, Joint resolution in favor of John Coughlin, late lieutenant-colonel of the Tenth Regiment of New Hampshire Volunteers, paying him three hundred and five and 58-100 dollars.

House Bill No. 155, An act in amendment of chapter 92, section 6, of the Public Statutes, as amended by chapter 40, Session Laws of 1895, and chapter 31, Session Laws of 1903, relating to instruction in the public schools.

House Bill No. 554, An act to amend sections 5 and 7 of chapter 102, Laws of 1901, relating to the care and education of feeble-minded children.

House Bill No. 154, An act relating to legislative counsel and agents.

Senate Bill No. 13, An act in amendment of chapter 88 of the Public Statutes, relating to the method of raising school money.

House Bill No. 396, An act to regulate the sale of agricultural seeds.

House Bill No. 77, An act to prevent stock gambling and the maintenance of bucket shops.

Senate Bill No. 9, An act in amendment of an act passed at the January Session 1907, entitled "An act in reference to pawnbrokers."

House Joint Resolution No. 73, Joint resolution in reference to a tax on legacies and inheritances.

House Bill No. 541, An act to amend section 1 of chapter 64 of the Public Statutes, relating to taxation of railroads, and telegraph and telephone lines.

Senate Bill No. 16, An act conferring special authority upon the governor and council to close the open shooting season during periods of protracted drouth.

House Joint Resolution No. 70, Joint resolution providing for the state's carrying its own insurance and authorizing the governor and council to expend funds in emergencies and providing for temporary loans.

House Bill No. 35, An act in amendment of chapter 84 of the Session Laws of 1907, entitled "An act for the protection of clams."

Senate Bill No. 12, An act in amendment of chapter 38, Session Laws of 1905, entitled "An act to require non-residents to procure a license to hunt."

The report was accepted.

Mr. Joyal of Manchester, for the special committee consisting of the delegation from the city of Manchester, to whom was referred House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Paquet of Berlin, for the special committee consisting of the delegation from the city of Berlin, to whom was

referred House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend section 1 by adding at the end of said section the following: "open to the general public. Provided, however, that the city council of the city of Berlin may, in its discretion, raise and appropriate money for the benefit of said hospital in lieu of the exemption above provided for, but the amount so raised and appropriated shall not exceed the sum of five hundred dollars ($500.00) in any one year," so that section 1 as amended shall read:

"SECTION 1. The real and personal property of L'Hopital St. Louis de Berlin, located in Berlin, New Hampshire, together with any additions and improvements thereto, is and hereby shall be exempt from taxation so long as it may be used as a hospital open to the general public. Provided, however, that the city council of the city of Berlin may, in its discretion, raise and appropriate money for the benefit of said hospital in lieu of the exemption above provided for, but the amount so raised and appropriated shall not exceed the sum of five hundred dollars ($500.00) in any one year."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

BILLS FORWARDED.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County convention of the House of Representatives of the 1907 session.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester, establishing a board of police commissioners for said city."

Severally taken from the table and ordered to a third reading.

House Bill No. 574, An act to repeal chapter 47 of the Session Laws of 1907, entitled "An act to prohibit the deposit of sawdust and other sawmill refuse and other waste in Swift River and its tributaries in the town of Tamworth," and to re-enact and amend chapter 73 of the Session Laws of 1905, entitled "An act to prohibit the deposit of sawdust and other sawmill refuse, and other waste, in Swift River and its tributaries in the town of Tamworth."

Taken from the table.

Mr. Wason of Nashua moved that the bill be indefinitely postponed, but subsequently withdrew his motion.

On motion of Mr. Ahern of Concord, the bill was recommitted to the Committee on Judiciary.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 156, An act relating to the fees of deputy sheriffs.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton, to Joe Sylvia lake.

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns.

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed.

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, That the House of Representatives, the Senate concurring, extend to the Hon. William H. Taft their most hearty congratulations and the wish that his administration may fully verify the expectations of the American people and be crowned with widespread peace, happiness and prosperity.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 455, An act in relation to obstructions in the aisles of places of public resort.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections."

Amend by inserting the following as section 2 and changing the number of the present section 2 to section 3:

"SECT. 2. The first paragraph of section 17 of said chapter is amended by striking out the words, 'shall erase or cancel the name of the candidate in such column for whom he refuses to vote, and,' contained in the ninth and tenth lines thereof; also by substituting for the word 'erased'—the sixth word in the seventeenth line—the words, 'printed under the circle in which he has placed the cross (X);' also, by inserting after the word 'erased'—

the tenth word in the seventeenth line—the words, 'or the voter's choice is indicated as above stated,' so that said paragraph as amended will read:

"SECT. 17. On receipt of his ballot, the voter shall forthwith, and without leaving the inclosed space, retire alone to one of the voting shelves or compartments, and shall prepare his ballot as follows: He may place a cross (X) within the circle above the party name or designation, in which case his vote shall be counted for all the persons named in the column under such party or designation. In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he may vote for the candidate of his choice by marking a cross (X) in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted, and such ballot shall not be counted for the candidate for the same office whose name is printed under the circle in which he has placed the cross (X). Unless cancelled or erased, or the voter's choice is indicated as above stated, all names in the party columns under the circle marked by the voter shall be counted, to the exclusion of all others. One mark in the square opposite the names of candidates for electors of president and vice-president shall be counted as a vote for each. Provided, however, that a voter may omit to mark in any circle, and may vote for one or more candidates by marking a cross (X) in the square opposite the names, or he may insert the names of the candidates of his choice in the blank or right-hand column, and such votes shall be counted. In case of a question submitted to the vote of the people, the voter may mark in the appropriate square a cross (X) against the answer which he desires to give."

"SECT. 3. This act shall take effect January 1, 1910."

On motion of Mr. Wason of Nashua, the House con-

curred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill in a new draft, in the passage of which it asked the concurrence of the House of Representatives:

House Bill No. 267, An act to regulate trolling.

The bill in its new draft was read a first and second time and referred to the Committee on Fisheries and Game.

The message also announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons.

On motion of Mr. Felker of Rochester, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and referred to the Committee on Judiciary.

Mr. Buffum of Winchester offered the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That a joint special commitee, of two senators and three representatives, be appointed, whose duty it shall be to gather, arrange and put in proper condition for preservation and permanent exhibition the war portraits of eminent sons of New Hampshire, together with such flags, trophies and martial souvenirs as may now be stored in the state house.

The question being on the resolution offered by Mr. Buffum of Winchester,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

UNFINISHED BUSINESS.

Mr. Emerson of Milford called for the unfinished business, House Bill No. 259, An act to require removal of brush on land adjacent to land of others.

Mr. Emerson of Milford moved that the bill be put back on its second reading.

The question being on the motion of Mr. Emerson,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. O'Neill of Walpole called for a division, but subsequently withdrew his call.

Mr. Emerson of Milford withdrew his motion and the bill went into unfinished business.

On motion of Mr. Ahern of Concord, business in order at 3 o'clock was made in order at the present time.

Mr. Wason of Nashua offered the following resolution:

Resolved, That when the House adjourns this forenoon it be to meet on Monday evening at 8 o'clock.

On a *viva voce* vote the resolution was adopted.

THIRD READINGS.

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth.

Read a third time.

The question being,

Shall the joint resolution pass?

Mr. Cutter of Jaffrey moved that the joint resolution be laid upon the table and made a special order for Wednesday, March 17, at 11.20 o'clock.

On a *viva voce* vote the negative prevailed.

Mr. Cutter called for a division but subsequently withdrew his call.

Mr. Cutter moved that the joint resolution be laid upon the table and made a special order for Tuesday, March 16, at 11.20 o'clock.

On a *viva voce* vote the negative prevailed.

Mr. Cutter called for a division, but withdrew his call to allow another *viva voce* vote to be taken.

On a *viva voce* vote the affirmative prevailed.

House Bill No. 357, An act in relation to the salaries of certain state officials.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

On motion of Mr. Torrey of Newfields, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County convention of the House of Representatives of the 1907 session.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester establishing a board of police commissioners for said city."

On motion of Mr. Wyman of Manchester, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

On motion of Mr. Wason of Nashua, Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars, was taken from the table.

Mr. Goodwin of Mason withdrew his call for a division and the bill was sent to the Senate for concurrence in the amendments.

On motion of Mr. Ahern of Concord, the rules were suspended and committee reports made in order.

Mr. Worthen of Manchester, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 589, An act to incorporate the Littleton Realty Corporation," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

On motion of Mr. Ahern of Concord, at 11.27 o'clock the House adjourned.

MONDAY, MARCH 15, 1909.

The House met at 8 o'clock, according to adjournment.

The following communication was read by the clerk:

DOVER, N. H., March 15, 1909.

Wm. J. Ahern, Esq., Concord, N. H.

Dear Sir: I shall be unable to be present at the session Monday evening, March 15. Will you kindly preside for me, and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

On motion of Mr. M. H. Richardson of Littleton, at 8.01 o'clock the House adjourned.

TUESDAY, MARCH 16, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Forsaith of Manchester was granted leave of absence for this and the next week on account of a death in his family.

Mr. Clark of Portsmouth was granted leave of absence for the week on account of sickness.

Mr. Lucier of Nashua was granted leave of absence for Tuesday and Wednesday on account of important business.

Mr. Huntress of Keene was granted leave of absence for the day on account of important business.

Mr. Pike of Hinsdale was granted leave of absence for the week on account of sickness.

Mr. Carr of Brentwood was granted leave of absence for the week on account of sickness.

PETITIONS PRESENTED AND REFERRED.

By Mr. Foss of Dover, petition of Frank N. Sanders and twenty-eight citizens of Madbury, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Foss of Dover, petition of George W. Benn and forty-three citizens of Dover, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

The Committee on Appropriations, to whom was referred House Bill No. 521, An act to provide for sanitary inspections, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 7 in the fourth line thereof by striking out the word "annually" and adding after the word "appropriated" in said line the words "for each of the years 1910 and 1911."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. French of Moultonborough, for the Committee on Appropriations, reported the following joint resolution, "House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend by striking out in lines 9 and 10 of said joint resolution the words "one thousand" and insert in place thereof the words "five hundred."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Ladd of Epping, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston, reported the same in a new draft, with the recommendation that the joint resolution in its new draft ought to pass.

The report was accepted, the joint resolution in its new draft read a first and second time and laid upon the table to be printed.

Mr. Keenan of Dover, for the Committee on Appropri-

ations, to whom was referred House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of Second Regiment and Hospital Corps of New Hampshire National Guard who participated in joint maneuvers at Pine Camp, N. Y., June 26 to July 5, 1908, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Joyal of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 535, An act to incorporate North Star Temple, No. 1, Knights of King Solomon, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend the title by striking out the words "North Star Temple No. 1" and inserting the word "The," so that the title as amended shall read: "An Act to Incorporate The Knights of King Solomon."

Amend section 1 by striking out in the eleventh line thereof the words "North Star Temple No. 1" and inserting in place thereof the word "The," and by striking out the words "and others" in the fifteenth line thereof.

The report was accepted, the amendments adopted and the bill ordered to a third reading.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot and to provide for the burial therein of deceased dependent insane inmates of the hospital, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 326, An act

to require street railway companies to sprinkle streets, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 247, An act to amend chapter 220 of the Public Statutes, relating to attachments of real estate, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The first reading of the bill in its new draft having commenced, on motion of Mr. Wason of Nashua the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Torrey of Newfields, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum, March 9, 1909," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed. On motion of Mr. Wason of Nashua the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

Mr. Howe of Concord, for the Committee on Judiciary,

to whom was referred House Bill No. 322, An act relating to the publication of campaign contributions and expenditures, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Madden of Keene, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes," with the recommendation that the bill ought to pass.

The report was accepted.

The first reading having commenced, on motion of Mr. Torrey of Newfields the further reading was dispensed with and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Madden of Keene, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital located at Newport," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

BILLS FORWARDED.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Bill No. 577, An act to exempt from taxation the property of the Ladies Union Aid Society of Claremont known as the Claremont General Hospital.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County Commissioners," as amended by chapter 112 of the Laws of 1903.

Severally taken from the table and ordered to a third reading.

House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

Taken from the table.

Mr. Foster of Claremont offered the following amendment:

Amend House Bill No. 530 by inserting after section 2 the following section to be numbered 3 and renumbering the following sections to correspond:

"SECT. 3. No common carrier shall give or furnish any pass, or transportation to any newspaper publisher, his agents or employees for services either rendered or to be rendered."

The question being on the amendment offered by Mr. Foster of Claremont,

On motion of Mr. Foster, the bill with the pending amendment was laid upon the table and made a special order for Wednesday, March 17, at 11.20 o'clock.

House Bill No. 576, An act to prohibit carrying concealed weapons.

Taken from the table.

Mr. Emerson of Milford offered the following amendment:

Amend the bill by striking out the word "loaded" in the second line of the bill.

On a *viva voce* vote the amendment was adopted.

Mr. Hollis of Concord offered the following amendment:

Amend the bill by striking out the word "sling" as printed in the third line of the printed bill and inserting in place thereof the word "slung."

The question being on the amendment offered by Mr. Hollis of Concord,

Mr. O'Neill of Walpole moved that the bill be recommitted to the Committee on Judiciary.

On a *viva voce* vote the affirmative prevailed.

Mr. Howe of Concord called for a division. Division being had, 164 gentlemen voted in the affirmative and 128

gentlemen voted in the negative and the bill was recommitted to the Committee on Judiciary.

SPECIAL ORDERS.

Mr. Wallace of Canaan called for the first special order, Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

The question being on the amendment offered by Mr. Preston of New Hampton,

(Discussion ensued.)

Mr. Ahern of Concord raised the point of order that the gentleman speaking was referring discourteously to the Honorable Senate.

The Speaker ruled the point of order well taken.

On motion of Mr. Ahern of Concord, at 12.55 o'clock the House took a recess until 2.15 o'clock.

(After recess.)

The consideration of Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory," was resumed.

The question being on the amendment offered by Mr. Preston of New Hampton,

(Discussion ensued.)

On a *viva voce vote* the affirmative prevailed.

Mr. Doe of Somersworth called for a division. Division being had, 183 gentlemen voted in the affirmative and 133 gentlemen voted in the negative, and the amendment was adopted.

Mr. Libby of Gorham offered the following amendment:

Amend Senate Bill No. 10 by adding to section one of said act two additional sections, as follows:

"SECT. 16. Any city at any biennial election, or at a special election to be called therefor not less than two years after the last vote has been taken upon the question, shall upon a petition signed by at least sixty per cent. of the duly qualified voters of such city, vote by secret ballot upon the following question: 'Shall licenses for the sale of liquor be granted in this city under the provisions of "An act to regulate the traffic in intoxicating liquor," passed at the January session of the General Court in 1903?'

"Such petition shall be submitted to the supervisors of the checklist of the ward in which the signers reside, and they shall certify what numbers of the signers are the names of legal voters in said ward and the total number of the legal voters in said ward as shown by the checklist used at the last preceding election. Upon receipt by the secretary of state of such petition, not less than sixteen days prior to a biennial election, he shall cause the question set forth in section sixteen of this act to be inserted in the official ballot for said city, in the manner now provided by law for voting upon said question. The officers whose duty it is to call a special election of the legal voters of said city shall, within twenty days after receipt of said petitions, if the total number of the signers is sixty per cent. of the legal voters of said city, cause a special election to be held at which a vote by secret ballot shall be taken upon the question above set forth.

"SECT. 17. If a majority of the qualified voters in any city present and voting at said biennial or special election shall vote in the negative upon the question stated in section sixteen of this act, such city from and after the first day of May following such vote shall be a no-license city until the first day of May after it shall vote in the affirmative. If a majority of the qualified voters in any city present and voting at said biennial or special election shall vote in the affirmative upon the question stated in section

sixteen of this act, such city from and after the first day of May following such vote shall be a license city until the first day of May after it shall vote in the negative. The clerk of the city shall immediately after such vote certify the same to the state board of license commissioners and they shall grant or withhold licenses to traffic in intoxicating liquors in such city as they shall be directed by such vote."

The question being on the amendment offered by Mr. Libby of Gorham,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr. Libby of Gorham called for a division. Division being had, the vote was declared manifestly in the negative and the amendment was not adopted.

The question being,

Shall the bill be read a third time?

On motion of Mr. Musgrove of Hanover, the rules were suspended and the bill made in order for a third reading and passage at the present time.

On motion of Mr. Dodge of Lincoln the rules were further suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence in the amendment.

Mr. Wallace of Canaan called for the second special order, House Bill No. 580, An act in amendment of chapter 95, Laws 1903, entitled "An act to regulate the traffic in intoxicating liquor."

The question being,

Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Dodge of Lincoln, the rules were suspended and the bill made in order for a third reading and passage at the present time.

On motion of Mr. Musgrove of Hanover, the rules were

further suspended and the bill read a third time by its title. The bill was then passed.

Mr. Wallace of Canaan called for the third special order, House Bill No. 581, An act in amendment to chapter 117, Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

The question being,

Shall the bill be read a third time?

On motion of Mr. Foster of Claremont the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed.

Mr. Locke of Hinsdale called for the fourth special order, House Bill No. 208, An act to repeal chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," and all acts amendatory thereof or supplemental thereto.

The question being on the resolution reported by the Committee on Liquor Laws, that it is inexpedient to legislate,

Mr. Locke of Hinsdale moved that the bill with the accompany resolution be laid upon the table and made a special order for Wednesday, March 24, at 11.01 o'clock.

On a *viva voce* vote the motion did not prevail.

Mr. Locke of Hinsdale called for a division.

(Discussion ensued.)

Mr. Locke withdrew his call for a division and demanded the yeas and nays, but subsequently withdrew his demand to allow a division to be again taken. The division was declared manifestly in the affirmative.

Mr. Wallace of Canaan called for the fifth special order, House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

The question being,

Shall the bill be read a third time?

(Discussion ensued.)

Mr. Wason of Nashua offered the following amendment:

Amend the bill by striking out all of section 3 and renumbering the succeeding sections.

The question being on the amendment offered by Mr. Wason of Nashua,

On a *viva voce* vote the amendment was adopted.

The question being,

Shall the bill be read a third time?

On motion of Mr. Wason of Nashua, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed.

Mr. Felker of Rochester called for the sixth special order, House Bill No. 478, An act in amendment of section 1, chapter 25 of the Public Statutes, relating to the election of county commissioners.

The question being on the motion of Mr. O'Neill of Walpole, that the House reconsider the vote whereby the bill passed,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

The question being,

Shall the bill pass?

Mr. Felker of Rochester moved that the bill be indefinitely postponed.

On a *viva voce* vote the affirmative prevailed.

Mr. Cutter of Jaffrey called for the seventh special order, House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth.

The question being,

Shall the joint resolution pass?

On a *viva voce* vote the joint resolution passed and was sent to the Senate for concurrence.

Mr. Wyman of Manchester offered the following resolution:

Resolved, That the Committee on Ways and Means be and hereby is instructed to report to this House for the consideration of the House, not later than March 19, 1909, a bill which shall apply to all public service companies and which shall contain substantially the same provisions as those contained in the act recommended by the New Hampshire Tax Commission of 1908 in their report to this Legislature, entitled "An act relating to the taxation of railroads," with such changes and additions as shall be necessary to provide for the determination in like manner of the value of that portion of the property, estate, rights, privileges and franchises within this state of all such companies, it being the intent of this resolution that the term public service companies shall include all those railroads, railways, telegraph and telephone corporations and companies, express companies, and parlor, sleeping and dining car companies and other companies, if any, the taxes on which are now assessed under the law by the State Board of Equalization.

The question being on the resolution offered by Mr. Wyman of Manchester,

(Discussion ensued.)

On motion of Mr. Ahern of Concord, the resolution was laid upon the table to be printed and made a special order for Wednesday, March 17, at 11.25 o'clock.

Mr. Buffum of Winchester called for the unfinished business, House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition "High School."

The question being on the motion to reconsider the vote whereby the House adopted the resolution of the committee, that it is inexpedient to legislate, with a division pending.

On motion of Mr. Buffum of Winchester, the bill with the pending motion and call for a division was laid upon the table and made a special order for Thursday, March 25, at 11.01 o'clock.

Mr. Toothaker of Berlin offered the following resolution:

Resolved, That remarks from the floor be limited to ten minutes on the part of any one member, and that no member be permitted to speak more than once on the same question.

The question being on the resolution offered by Mr. Toothaker,

(Discussion ensued.)

Mr. Toothaker withdrew the resolution.

Mr. Cutter of Jaffrey gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the resolution of the committee that it was inexpedient to legislate on House Bill No. 322, An act relating to the publication of campaign contributions and expenditures.

On motion of Mr. Swan of Keene, at 4.55 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

House Bill No. 575, An act to authorize town to make by-laws respecting the use of motor boats.

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont known as Claremont General Hospital.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County commissioners," as amended by chapter 112 of the Laws of 1903.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin, in Berlin.

Severally read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

House Bill No. 189, An act relating to fishing in Webster lake in Franklin.

House Bill No. 545, An act for the protection of ice in certain cases.

The message also announced that the Senate concurred with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 21, An act to create the office of state auditor.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad.

Amend section 2 by striking out the words "with the right to lease said railroad to any railroad with which it may connect," at the end of said section, and inserting in place thereof the words, "and no lease of said railroad shall be made," so that said section shall read:

"SECT. 2. Said corporation is authorized and empowered to locate, construct and maintain a railroad not exceeding six rods in width with the necessary additions for excavations and embankments, from a point in the town of Woodstock, near the sawmill owned by the Publishers' Paper Company and now operated by the Woodstock Lumber Company, on the westerly bank of the Pemigewasset River; thence northerly and easterly about one and three quarters miles in the town of Woodstock to a point on the westerly line of Thornton; thence northerly and easterly in the watershed of the Eastman Branch, so called, in the towns of Thornton, Livermore and Waterville, to some convenient point in said watershed in said town of Livermore or said town of Waterville, and no lease of said railroad shall be made."

Amend section 6 by inserting after the word "that" in the seventh line of said section the words "said railroad shall not be operated under the authority conferred by this act until," and by inserting after the word "state," in the eighth line of said section, the words "shall make and file in the office of the Secretary of State an instrument in writing agreeing that it," so that said section shall read:

"SECT. 6. This act shall be void as to any and all parts of said railroad not completed within two years from the passage of this act, and the authority hereby conferred to locate, construct and maintain said railroad and to operate the same shall cease and determine at the expiration of eight years from the passage of this act; and for the better protection of property, it is hereby provided that said railroad shall not be operated under the authority conferred by this act until the Woodstock Lumber Company, a corporation established under the General Laws of this state, shall make and file in the office of the Secretary of State an instrument in writing agreeing that it and its successors and assigns shall be liable for all damages to property from fire or otherwise which may be caused by the operation of said railroad under the authority conferred by this act, to

the same extent as such liability is imposed by the laws of this state upon the proprietors of railroads."

Mr. Stevens of Somersworth moved that the House concur in the amendments sent down from the Honorable Senate.

The question being on the motion of Mr. Stevens,

On motion of Mr. Dodge of Lincoln, the bill and the pending amendments were laid upon the table and made a special order for Wednesday, March 17, at 3.01 o'clock.

Under a resolution adopted by the House on Friday, March 12, that a joint special committee, of two senators and three representatives, be appointed, whose duty it shall be to gather, arrange and put in proper condition for preservation and permanent exhibition the war portraits of eminent sons of New Hampshire, together with such flags, trophies and martial souvenirs as may now be stored in the state house, the Speaker announced that he had appointed as members of said committee, on the part of the House, Messrs. Buffum of Winchester, Rand of Chester and Poore of Raymond.

Mr. Woodbury of Woodstock was granted leave of absence for the afternoon sessions during the remainder of the week on account of sickness.

On motion of Mr. Wedgwood of Farmington, at 5.10 o'clock the House adjourned.

WEDNESDAY, MARCH 17, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

NOTICES OF RECONSIDERATION.

Mr. Doe of Somersworth gave notice that on tomorrow or some subsequent day he should move to reconsider the vote of this House, taken Tuesday, March 16, whereby it passed House Bill No. 581, entitled An act in amendment

to chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

Mr. Joyal of Manchester gave notice that on tomorrow or some subsequent day he should move to reconsider the vote of this House, taken Tuesday, March 16, whereby it passed House Bill No. 580, entitled An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor."

Mr. Dow of Laconia gave notice that on tomorrow or some subsequent day he should move to reconsider the vote of this House, taken on Tuesday, March 16, whereby it passed House Bill No. 565, entitled An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquors.

On motion of Mr. Buffum of Winchester,

Resolved, That in the enforced absence of the Assistant Clerk of the House on account of sickness Bernard W. Carey is hereby authorized to act as assistant clerk during the aforesaid absence.

LEAVES OF ABSENCE.

Mr. Robertson of Keene was granted leave of absence for the remainder of the week on account of important business.

Mr. Bailey of Haverhill was granted leave of absence for the remainder of the week on account of sickness.

COMMITTEE REPORTS.

Mr. Musgrove of Hanover, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 306, An act providing for legal separation in cases in which a divorce might be decreed.

House Bill No. 479, An act to amend section 4 of chapter 40 of the Public Statutes, relating to the powers of towns.

House Bill No. 156, An act relating to the fees of deputy sheriffs.

House Bill No. 256, An act to change the name of Clough pond, so called, in the town of Hopkinton to Joe Sylvia lake.

House Bill No. 551, An act in amendment of the charter of the Coös and Essex Agricultural Society of Lancaster, N. H.

House Bill No. 552, An act to exempt from taxation the property known as the Emily Balch Cottage Hospital in Plymouth.

House Bill No. 161, An act in amendment of section 54, chapter 79 of the Session Laws of 1901, relating to fish and game.

Senate Bill No. 20, An act confirming and legalizing the organization and acts of the North Shore Water Company.

House Bill No. 99, An act creating a board of trustees for the public cemetery in Hudson.

The report was accepted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 444, An act in amendment of chapter 58 of the Laws of 1901, entitled "An act relative to sentences to the state prison," as amended by chapter 67 of the Laws of 1905, reported the same in a new draft, with a new title, and with the recommendation that the bill in its new draft with its new title ought to pass.

The report was accepted.

On motion of Mr. Hollis of Concord, the rules were suspended and the bill in its new draft read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following joint resolution: "House Joint Resolution No. 79, Joint resolution in relation to a digest

of New Hampshire reports,'' with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 111, An act to prohibit the soliciting of employment by attorneys at law, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

On motion of Mr. Wyman of Manchester, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 446, An act amending section 11 of chapter 108 of the Public Statutes, as amended by section 2 of chapter 106 of the Laws of 1907, relating to duties of boards of health, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Newton of Dover, for the Committee on Railroads, to whom was referred House Bill No. 350, An act to authorize the taking up and permanent discontinuance of the Portsmouth & Exeter Street Railway, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Banks, to whom was referred House Bill No. 439, An act authorizing the creation of associations for coöperative credit un-

der the supervision of the bank commissioners, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gordon of Bethlehem, for the Committee on Railroads, to whom was referred House Bill No. 261, An act in relation to mileage books, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 415, An act to regulate the labor of persons who negligently fail to provide properly for the support of themselves or their families and who are without pecuniary means of such support, and to provide for and enforce their systematic employment, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Weeks of Pembroke, for the Committee on Rail-

roads, to whom was referred Senate Bill No. 24, An act in relation to mileage books, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dow of Laconia, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled 'An act to provide a pension for firemen, police officers and constables,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Barnard of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Toothaker of Berlin, for the Committee on Public Health, reported the following entitled bill, "House Bill No. 596, An act in amendment of an act entitled 'The prevention and removal of nuisances,' " with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Follansbee of Laconia, for the Committee on Claims, reported the following joint resolution, "House Joint Resolution No. 80, Joint resolution in favor of John F. Em-

ery,'' with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Anderson of Exeter, for the Committee on Claims, reported the following joint resolution, ''House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha, of Goshen, for necessary expenses incurred by him in maintaining his right to a seat in this House,'' with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts, reported the same in a new draft with the recommendation that the joint resolution in its new draft ought to pass.

The report was accepted and the joint resolution in its new draft read a first and second time. On motion of Mr. Wason of Nashua, the rules were suspended and the printing of the joint resolution dispensed with. The joint resolution was then ordered to a third reading.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 281, An act to amend section 4, chapter 78 of the Public Statutes, to promote the safety of bridges, reported the same in a new draft, with a new title, and with the recommendation that the bill in its new draft with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Haskell of Claremont, for the Committee on Education, to whom was referred House Bill No. 564, An act in relation to the Union School District in Littleton, re-

ported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 68, An act to regulate the passenger fares on street railways in cities of 25,000 or more population, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Wagner (Augustus) of Manchester, the bill with the pending report was laid upon the table and made a special order for Tuesday, March 23, at 11.05 o'clock.

Mr. French of Moultonborough, for the Committee on Appropriations, to whom was referred House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by adding to section 2 the following:

"Provided always, that the plan adopted by the governor and council shall be such as shall provide for the remodeling of the present building and the erection of all additions or appurtenances to the same within the appropriation herein made, and that the specification shall limit the cost of the entire contract completed, giving to the state a building suitable and adequate to the needs of the state, to the sum of $400,000, and no contracts, agreements or understandings shall be approved by the governor and council for the purchase of land, the remodeling of the present building or for any other purpose whatsoever, which in their entirety shall exceed the net cost to the state of $400,000, and the new or remodeled state house shall be completed and ready for occupancy by December 1, 1910, at an expenditure within said appropriation."

The report was accepted and the amendment adopted.

The question being,

Shall the bill be read a third time?

Mr. Musgrove of Hanover moved that the bill be laid upon the table and made a special order for Wednesday, March 24, at 11.10 o'clock.

On a *viva voce* vote the chair was in doubt.

Mr. Woodbury of Woodstock called for a division.

(Discussion ensued as to time.)

Mr. Wason of Nashua raised the point of order that the reading of resolutions by the gentleman speaking was not in order.

The Speaker ruled the point of order not well taken.

The division being had, 124 gentlemen voted in the affirmative and 198 gentlemen voted in the negative and the motion did not prevail.

The bill was then ordered to a third reading.

Mr. Buffum of Winchester moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

The question being on the motion of Mr. Buffum,

(Discussion ensued.)

Mr. Buffum withdrew his motion.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 304, An act to regulate the passenger fares on street railways in cities of 25,000 or more population, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 304, An act to regulate passenger fares on street railways in cities of 25,000 or more population, having considered the same and being unable to agree with the findings of a majority of said

committee, report said bill with the following amendments, with the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the words "twenty-five thousand" in the title thereof and by inserting in place thereof the words "thirty thousand," and by striking out the words "twenty-five thousand" in the first line of section 1 of said bill and by inserting in place thereof the words "thirty thousand," so that said title and said bill shall read as follows:

"An act to regulate the passenger fares on street railways in cities of thirty thousand or more population.

"SECTION 1. In all cities of thirty thousand or more population any corporation owning and operating a street railway therein shall sell tickets in their offices at the rate of 25 tickets for one dollar.

"SECT. 2. Any passenger holding a ticket as provided in the preceding section shall be entitled to a transfer without further charge from any of the company's cars to another point where routes connect or intersect, so as to enable said passenger to make one continuous trip from one point to another.

"SECT. 3. Any corporation violating the provisions of this act shall be liable to a fine of $25 for each offense.

"SECT. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed and this act shall take effect on its passage.

LOUIS E. WYMAN.
HENRY N. HURD.

Mr. Wyman of Manchester moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, March 24, at 11.05 o'clock.

Mr. Wason of Nashua, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 597,

An act to legalize the proceedings of towns for year 1909, appropriating money for school purposes,'' with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. Wason of Nashua, the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

On motion of the same gentleman, the rules were further suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the word ''twenty'' in the thirteenth line of section 1 and insert in place thereof the word ''ten.''

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. French of Moultonborough,—

Resolved, That the use of the House of Representatives be granted to the Committee on Appropriations, Wednesday evening, March 17, for a hearing on the forestry bills and the state road bills.

On motion of Mr. Ahern of Concord, at 12.22 o'clock the House took a recess until 2.15 o'clock.

(After recess.)

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled

"An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state," and in amendment of chapter 139, Laws of 1907, reported the same with the following amendment and the recommendation that the bill as amended ought to pass:

Amend section 18 by adding after the word "but" in line 76 the words, "the amount to be issued in any one year shall not exceed one fourth of the total authorized issue, and," so that said section as amended shall read:

"SECT. 18. The treasurer of the state is hereby authorized, under the direction of the governor and council, to issue bonds or certificates of indebtedness in the name and on behalf of the state to an amount not exceeding one million dollars, payable in such sums and at such times, not exceeding thirty years, as the governor and council shall determine. They shall bear interest not to exceed three and one-half per cent. per annum, payable semi-annually, and have interest coupons attached to each bond and said bonds and coupons shall be signed by the treasurer and be made payable at such place or places as the governor and council shall determine. Such bonds shall be called the 'Highway Bonds' and shall be countersigned by the governor and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds countersigned by the governor, showing the number and amount of each bond, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and sell such bonds by direction of the governor and council in such manner as they may determine most advantageous to the state, but the amount to be issued in any one year shall not exceed one fourth of the total authorized issue, and no bond shall be sold for less than its par

value, nor shall such bonds be loaned, pledged or hypothecated in any way whatever in behalf of the state. Before said bonds are negotiated and sold they shall be offered for at least thirty days to residents of the state of New Hampshire at par value and all bonds so disposed of shall not be taxable in this state provided they are held by residents of this state and shall bear interest at three per cent. The proceeds of the sale of said bonds shall be held by the treasurer and paid by him upon warrants drawn by the governor for the purposes of this act, but no proceeds, however, shall be used for the maintenance of highways or for any purpose except for permanent construction or improvement as herein provided and for the necessary expenditures in the administration of this act.''

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Hurd of Manchester, for the Committee on Banks, reported the following entitled bill, ''House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association,'' with the recommendation that the bill ought to pass.

The report was accepted.

The first reading having commenced, on motion of Mr. Hill of Concord, the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 373, An act repealing chapter 76 of the Session Laws of 1907, entitled ''An act protecting grey squirrels and for other purposes,'' reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries

and Game, to whom was referred House Bill No. 105, An act for the protection of game birds and animals, and for the better protection of farm and land owners, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 52, An act relating to the inspection of ballots, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 403, An act in amendment of section 5, chapter 271 of the Public Statutes, entitled "An act relating to offenses against morality and religion," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Flanders of Sunapee, for the Committee on Railroads, to whom was referred House Bill No. 416, An act in amendment of an act to incorporate the North Conway and Mount Kearsarge Railroad, passed June session, 1883, and all subsequent acts relating to the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 449, An act relating to trespass on public highways and adjoining lands, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Keenan of Dover, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 77, Joint resolution in favor of the Basin bridge, so-called, in Tuftonboro, and opening the channel under said bridge, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said joint resolution by striking out in the first line the word "two" and inserting in place thereof the word "one."

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

BILLS FORWARDED.

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 582, An act imposing a tax on legacies and successions.

House Bill No. 583, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, relating to a tax on collateral legacies and successions.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 587, An act in amendment of chapter 210

of the Public Statutes, relating to justices, courts and civil proceedings therein.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

Severally taken from the table and ordered to a third reading.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

Taken from the table.

On motion of Mr. Lagerquist of Manchester, the amendments proposed by the Committee on Military Affairs were adopted. The bill was then ordered to a third reading.

On motion of Mr. Libby of Gorham, House Bill No. 568, An act in amendment of sections 1 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," was taken from the table and recommitted to the Committee on Judiciary.

SPECIAL ORDERS.

Mr. Belanger of Manchester called for the first special order, House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

The bill was then ordered to a third reading.

On motion of Mr. Joyal of Manchester, the rules were suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time.

On motion of Mr. Moreau of Manchester, the bill was put back on its second reading.

Mr. Moreau of Manchester offered the following amendment:

Strike out the word "four" in the eleventh line of the bill and insert the word "five."

On a *viva voce* vote the amendment was adopted.

On motion of Mr. Moreau of Manchester, the rules were suspended and the bill made in order for a third reading and passage at the present time.

On motion of Mr. Doe of Somersworth, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

Mr. Clyde of Hudson called for the second special order, House Bill No. 193, An act to exempt certain wages from attachment by trustee process.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Mr. Nelson of Winchester moved the previous question.

The motion was seconded by Messrs. Baker of Hillsborough and Buffum of Winchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On a *viva voce* vote the negative prevailed.

Mr. Joyal of Manchester demanded the yeas and nays and the roll was called with the following result:

YEAS, 28.

ROCKINGHAM COUNTY.—Payne, Humphreys, Alexander.

STRAFFORD COUNTY.—Doe.

BELKNAP COUNTY.—Avery of Laconia.

MERRIMACK COUNTY.—Howe of Concord, Putnam, Ahern, Gannon, Lapointe.

HILLSBOROUGH COUNTY.—Gale, Clyde, Wyman, Smith of Manchester, Murray, Cavanaugh, Joyal, Hogan, Glynn, Bickford, Donnelly, Belanger, Demers, Moreau, Lee, Soucy, Desmarais, Giles.

NAYS, 281.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Clark of Deerfield, Hepworth, Weston, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Corson, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Torrey, Harvey, Brown of North Hampton, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Hanscom, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton.

STRAFFORD COUNTY.—Seavey, Otis, Fairbanks, Gray of Dover, Nason, Foss, Wedgwood, Wood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Felker, Marcotte, Babb, Kimball of Rochester, Stevens of Somersworth, Gastonguay, Kearns, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Dow, Dinsmoor, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Shackford, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Huckins of Ossipee, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Rogers, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord,

Blanchard, Danforth, Rolfe, Cross, Elliott of Concord, Chesley, Hill of Concord, Ford of Danbury, Lord, Burnham, Chadwick, Morrison, Holt of Franklin, Jenks of Franklin, Bartlett of Hill, Head, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Prince, Pratt, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Cheever, Upton, Baker of Hillsborough, Newman, Hardy, Tarbell, Sayers, Richer, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Dunnington of Manchester, Ward 4, Barnard of Manchester, Wheeler of Manchester, Worthen, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Blood, Wagner of Manchester, Ward 8, Lagerquist, Kellogg, Hebert, Bailly of Manchester, Dickey, Lafond, Goodwin of Mason, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, McLane, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum, Nelson.

SULLIVAN COUNTY.—Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Gocha, Huntoon, Rawson, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Cheney, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Carlton, Sargent, Burt, Barney, Musgrove, Fitts, Clough of Haverhill, Bailey of Haverhill, Stevens of

Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Elms, Dimick, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Elliott of Rumney, Merrill of Thornton, Goodwin of Wentworth.

Coos COUNTY.—Toothaker, Cole, Feeney, Barron, Fellows, Cummings, Drew, Gray of Columbia, Farr, Libby, Spaulding, Guernsey, Hebberd, Clook, Hayes, Lyford, Evans, Jackson, Noyes, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

Mr. Keenan of Dover was paired with Mr. Mason of Concord.

and the negative prevailed.

The question being on the resolution of the committee, that it is inexpedient to legislate,.

On a *viva voce* vote the affirmative prevailed.

Mr. Hackett of Portsmouth called for the third special order, House Bill No. 120, An act extending municipal suffrage to women.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Mr. Woodward of Nashua moved the previous question.

The motion was seconded by Messrs. Clough and Donnelly of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority.

On a *viva voce* vote the chair was in doubt.

Mr. Hackett of Portsmouth called for a division.

Mr. Nason of Dover demanded the yeas and nays and the roll was called with the following result:

YEAS, 115.

ROCKINGHAM COUNTY.—Brown of Auburn, Lang, Currier of Danville, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Carr of Greenland, Corson, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Torrey, Harvey, Brown of North Hampton, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Poore, Sawyer, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Otis, Fairbanks, Gray of Dover, Foss, Snell, Clark of Rochester, Kimball of Rochester, Gastonguay, Kearns.

BELKNAP COUNTY.—Sanborn of Gilmanton, Avery of Laconia, Dow, Smith of Laconia, Livingston.

CARROLL COUNTY.—Shackford, Avery of Effingham, Gilman, French of Moultonborough, Huckins of Ossipee, Weed, Bennett.

MERRIMACK COUNTY.—Cressey, Hollis, Rolfe, Cross, Howe of Concord, Elliott of Concord, Putnam, Hill of Concord, Gannon, Jenks of Franklin, Head, Lovering, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Dutton, George of Goffstown, Upton, Baker of Hillsborough, Tarbell, Clough of Manchester, Lawrence, Barnard of Manchester, Bickford, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Moreau, Goodwin of Mason, Emerson, Swart, Woodward, McLane, Preston of New Ipswich, Jones of Peterborough, Temple.

CHESHIRE COUNTY.—Chaplin, Poole of Jaffrey, Aldrich, George of Keene, Swan, Huntress, Madden, Mason of Marlborough, Bullock, Hanna, Brown of Troy, Nelson.

SULLIVAN COUNTY.—Fry, Foster, Haskell, Gocha, Huntoon, Rawson.

GRAFTON COUNTY.—Cheney, Morrill of Bridgewater, Avery of Campton, Wallace, Fitts, Clough of Haverhill,

Bailey of Haverhill, Richardson (Fred E.) of Littleton, Mooney, Dimick, Horton of Orford, Horton of Piermont, Elliott of Rumney, Merrill of Thornton, Goodwin of Wentworth.

Coos COUNTY.—Cole, Barron, Fellows, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Lyford, Evans, Jackson.

NAYS, 86.

ROCKINGHAM COUNTY.—Lane of Hampton, Chase of Londonderry, Leighton, Holmes, Humphreys, Wheeler (Benjamin R.) of Salem, Rand of Sandown.

STRAFFORD COUNTY.—Seavey, Nason, Wedgwood, Wood, Pinkham, Miller of New Durham, Felker, Babb, Stevens of Somersworth, Doe.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Follansbee, Preston of New Hampton, Hanson.

CARROLL COUNTY.—Andrews of Conway, Merrow, Robertson of Tamworth.

MERRIMACK COUNTY.—Morrill of Canterbury, Brown of Concord, Thompson, Chesley, Ahern, Lord, Holt of Franklin, Boutwell, Shepard.

HILLSBOROUGH COUNTY.—Lowe, Joslyn, Corey of Brookline, Cheever, Gale, Newman, Hardy, Clyde, Wyman, Hurd, Roy, Dunnington of Manchester, Ward 4, Wheeler of Manchester, Joyal, Walbridge, Wason, Giles, Howe of Peterborough.

CHESHIRE COUNTY.—Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Cutter, Jones of Keene, Honey, Whitney, Clement.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Chellis, Quimby.

GRAFTON COUNTY.—Gray of Alexandria, Proctor, Burt, Barney, Musgrove, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Richard-

son (Myron H.) of Littleton, Elms, Smith of Monroe, Maynard.

Coos COUNTY.—Libby, Guernsey, Clook, Baker of Whitefield.

Mr. Rand of Chester was paired with Mr. Payne of Derry.

Mr. Keenan of Dover was paired with Mr. Mason of Concord.

and two-thirds of the members elected not being present and two-thirds of those present not voting either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative, and the bill went over into unfinished business.

On motion of Mr. Ahern of Concord, at 5.52 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

On motion of Mr. Wyman of Manchester, at 5.53 o'clock the House adjourned.

THURSDAY, MARCH 18, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Burlingame of Berlin was granted leave of absence for the remainder of the week on account of sickness.

Mr. Burgess of Manchester was granted leave of absence for the remainder of the week on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Boutwell of Hopkinton, petition of James G. Rice and forty-two citizens of Hopkinton, praying for the

repeal of the license law and the strengthening of the prohibitory law.

By Mr. Gocha of Goshen, petition of Women's Christian Temperance Union, representing thirty-five citizens of Epping, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, petition of E. Pevear and fourteen citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Sanborn of Hampton Falls, petition of Mrs. Elwin Pevear and eighteen citizens of Hampton Falls, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Weed of Sandwich, petition of Nellie G. Atwood and thirty-one citizens of Sandwich, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Weed of Sandwich, petition of N. C. Bartlett and twenty citizens of Sandwich, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

COMMITTEE REPORTS.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in highways, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend section 3 as follows: By adding to the last clause, after line 28 in printed bill, the following: "Cities and towns are hereby authorized to raise and appropriate money to carry into effect the provisions of this act."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 574, An act to repeal chapter 47 of the Session Laws of 1907, entitled "An act to prohibit the deposit of sawdust and other sawmill refuse and other waste in Swift river and its tributaries in the town of Tamworth," and to re-enact and amend chapter 73 of the Session Laws of 1905, entitled "An act to prohibit the deposit of sawdust and other sawmill refuse and other waste in Swift river and its tributaries in the town of Tamworth," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 252, An act in amendment of chapter 81, section 1, Public Statutes, relating to the transmission of electrical power, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee, that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Emerson of Milford moved the previous question.

The motion was seconded by Messrs. Swart and Wason of Nashua.

The question being,

Shall the main question now be put?

On a *viva voce* vote the negative prevailed.

Mr. Emerson of Milford called for a division. Division being had, 120 gentlemen voted in the affirmative and 153 gentlemen voted in the negative, and the motion did not prevail.

The question being on the report of the committee, that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Woodbury of Woodstock moved that the bill be referred to the Committee on Public Improvements.

The question being on the motion of Mr. Woodbury,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed and the bill was referred to the Committee on Public Improvements.

Mr. Libby of Gorham, for the Committee on Judiciary, to whom was referred House Bill No. 568, An act in amendment of sections 1 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," reported the same in a new draft, with a new title, and with the recommendation that the bill in its new draft with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 25, An act amending sections 1 and 8 of chapter 126 of the Laws of 1907, entitled "An act authorizing and enabling towns and precincts to construct, manage, maintain and own water works," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 198, An act in amendment of section 19 of chapter 78 of the Session Laws of 1897, relating to counting ballots, etc., reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weston of Derry, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 123, An act in amendment of section 8, chapter 31, of the Public Statutes, entitled "An act relating to the rights and qualifications of voters," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Joyal of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 294, An act to prohibit discrimination of rates of premiums for policies issued by insurance companies other than life, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Co. of New Hampshire,' " reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 46, Joint resolution for an appropriation for the preservation and care of the approach to Endicott Rock in Lake Winnipesaukee and for the necessary repairs to the bridge connecting said rock with the shore, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution referred to the Committee on Appropriations, under the rules.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, reported the following joint resolution: "House Joint Resolution No. 82, Joint resolution in favor of raising Long Island bridge, connecting Long Island and the 'Neck,' so called, and known as 'Long Island Bridge' in Moultonborough, for the purpose of improving navigation in Lake Winnipesaukee," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, reported the following joint resolution: "House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow," reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Bill No. 486, An act for the preservation of roads, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass.

Amend section 1 by inserting after the word "shoe" in the third line thereof the following words, "less than 8 inches in width and 3 feet in length," so that said section as amended shall read as follows:

SECTION 1. No person shall fasten by chain or otherwise the wheels of a wagon in such manner that they may not revolve while being drawn over any public highway, nor shall any person use a shoe less than 8 inches in width and 3 feet in length, or any other device under a wheel or wheels for the purpose of causing the wheel to slide rather than revolve upon any public highway, unless the

highway over which such vehicle is being drawn is covered with ice or snow to sufficient depth that the sliding of said wheel will not reach the earth or stone surface of the road.

The report was accepted.

The question being on the amendment proposed by the committee,

On a *viva voce* vote the amendment was not adopted.

Mr. Haskell of Claremont moved that the bill be indefinitely postponed.

On a *viva voce* vote the motion prevailed.

Mr. Musgrove of Hanover, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills with the following titles:

House Bill No. 250, An act authorizing the Keene Gas and Electric Company to increase its capital stock and for other purposes.

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes as amended by chapter 67 of the Laws of 1901, and by chapter 109 of the Laws of 1905, entitled "Foreign Insurance Companies and their Agents."

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

The report was accepted.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

Senate Bill No. 21, An act to create the office of state auditor.

House Joint Resolution No. 21, Joint resolution for the building of a fish screen at the outlet of Baboosic lake.

House Joint Resolution No. 14, Joint resolution in favor of Thomas F. Riordan.

House Bill No. 545, An act for the protection of ice in certain cases.

House Bill No. 27, An act to prohibit sales of merchandise in bulk in fraud of creditors.

House Bill No. 189, An act relating to fishing in Webster lake in Franklin.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 212, An act providing a general corporation law, reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 212, An act providing a general corporation law, having considered the same and being unable to agree with the findings of a majority of said committee, reports the same with the following resolution:

Resolved, That it is inexpedient to legislate.

SAMUEL D. FELKER.

Mr. Felker of Rochester moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Tuesday, March 23, at 11.10 o'clock.

On motion of Mr. Howe of Concord the printing of the bill in its new draft was dispensed with.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject),

reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject), having considered the same and being unable to agree with the findings of a majority of said committee, reports the same with the following resolution:

Resolved, That it is inexpedient to legislate.

SAMUEL D. FELKER.

Mr. Felker of Rochester moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Tuesday, March 23, at 11.15 o'clock.

On motion of the same gentleman the printing of the bill in its new draft was dispensed with.

BILLS AND JOINT RESOLUTIONS FORWARDED.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital located at Newport.

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 326, An act to require street railway companies to sprinkle streets.

House Bill No. 247, An act to amend chapter 220 of the Public Statutes, relating to attachments of real estate.

Severally taken from the table and ordered to a third reading.

Agreeably to previous notice, Mr. Chaplin of Fitzwilliam moved that the House reconsider the vote whereby House Bill No. 542, An act to create a permanent tax commission, defining its duties and abolishing the state board of equalization, was passed.

The question being on the motion to reconsider,

Mr. Wyman of Manchester moved that the motion to reconsider be laid upon the table and made a special order for Wednesday, March 24, at 11.15 o'clock.

Mr. Ahern of Concord raised the point of order that the motion to reconsider being a privileged question, could not be laid upon the table.

The Speaker ruled the point of order well taken and the motion to lay upon the table not in order.

The question being on the motion to reconsider,

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

Mr. Foster of Claremont called for a division,

(Discussion ensued.)

Division being had, 135 gentlemen voted in the affirmative and 125 gentlemen voted in the negative and the motion to reconsider prevailed.

Mr. Nason of Dover demanded the yeas and nays and the roll was called with the following result:

YEAS, 142.

ROCKINGHAM COUNTY.—Brown of Auburn, Lang, Payne, Hepworth, Carr of Greenland, Lane of Hampton, Chase of Londonderry, Torrey, Kennedy, Hill of Plaistow, Jones of Portsmouth, Humphreys.

STRAFFORD COUNTY.—Galligan, Snell, Pinkham, Miller of

New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Beaudoin, Babb, Stevens of Somersworth, Beamish, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Sanborn of Gilmanton, Avery of Laconia, Preston of New Hampton, Hanson.

CARROLL COUNTY.—George of Bartlett, Shackford, Chase of Hart's Location, Gilman, Robertson of Tamworth, Bennett.

MERRIMACK COUNTY.—Farrand, Marden of Concord, Hollis, Mason of Concord, Rolfe, Brown of Concord, Burnham, Chadwick, Lapointe, Morrison, Holt of Franklin, Falvey, Boutwell, Lovering, Shepard, Hill of Pembroke, Osgood of Pittsfield, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Farley, Corey of Brookline, Jenks of Goffstown, Cheever, Gale, Newman, Hardy, Tarbell, Wyman, Wagner of Manchester, Ward 2, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Dunnington of Manchester, Ward 4, Trudel, Joyal, Reagan, Curtis, Lagerquist, Donnelly, Demers, Moreau, Nerbonne, Melzer, Walbridge, Osgood of Nashua, Lampron, Lucier Taggart McQuesten, Delacombe, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton.

CHESHIRE COUNTY.—Andrew of Dublin, Wilder, Locke of Hinsdale, Cutter, George of Keene, Goodnow of Keene, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Hanna, Brown of Troy, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Huntoon, Barker, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Morrill of Bridgewater, Barney, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Smith of Monroe, Ford of Orange, Horton of Orford, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Barron, Farr, Libby, Spaulding, Guernsey, Wentworth.

NAYS, 126.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Currier of Danville, Clark of Deerfield, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Cilley, Marvin, Leighton, Hackett, Philbrick, Bartlett of Portsmouth, Hanscom, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Cushman, Keenan, Newton, Otis, Gray of Dover, Nason, Wesley, Kimball of Rochester, Fournier, Doe.

BELKNAP COUNTY.—Currier of Belmont, Jones of Gilford, Dow, Smith of Laconia, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Andrews of Conway, Avery of Effingham, Merrow, French of Moultonborough, Huckins of Ossipee.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Cressey, Blanchard, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Lord, Jenks of Franklin, Head, Chase of Northfield.

HILLSBOROUGH COUNTY.—Lowe, Joslin, Holt of Francestown, George of Goffstown, Baker of Hillsborough, Clyde, Sayers, Richer, Dey, Clough of Manchester, Phelps, Wheeler of Manchester, Worthen, Murray, Fuller, Straw, Blood, Kellogg, Butterfield, Emerson, Howard, Swart, Sadler, Finning, Woodward, Gaffney, Wason, Desmarais, Giles, Temple.

CHESHIRE COUNTY.—Chaplin, Bemis, Poole of Jaffrey, Aldrich, Swan, Huntress, Madden, Honey, Bullock, Clement, Prentiss.

SULLIVAN COUNTY.—Rawson, Penniman.

GRAFTON COUNTY.—Cheney, Gordon, Avery of Campton,

Carlton, Burt, Hall, Miller of Haverhill, Bailey of Haverhill, Lemieux, Dodge of Lincoln, Richardson (Fred E.), of Littleton, Richardson (Myron H.) of Littleton, Mooney, Maynard, Woodbury.

COOS COUNTY.—Toothaker, Cole, Cummings, Drew, Clook, Evans, Baker of Whitefield.

Mr. Burgess of Manchester was paired with Mr. Adolph Wagner of Manchester.

and the motion to reconsider prevailed.

The question being,

Shall the bill pass?

On motion of Mr. Felker of Rochester, the bill was laid upon the table and made a special order for Wednesday, March 24, at 11.10 o'clock.

SPECIAL ORDERS.

Mr. Doe of Somersworth called for the special order, House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On motion of Mr. Doe of Somersworth, the bill was laid upon the table and made a special order for Tuesday, March 23, at 11.20 o'clock.

UNFINISHED BUSINESS.

Mr. Wyman of Manchester called for the unfinished business, the resolution introduced by him on Tuesday, March 16:

Resolved, That the Committee on Ways and Means be and hereby is instructed to report to this House for the consideration of the House, not later than March 19, 1909, a bill which shall apply to all public service companies and which shall contain substantially the same provisions as those contained in the act recommended by the New Hamp-

shire Tax Commission of 1908 in their report to this Legislature, entitled "An act relating to the taxation of railroads," with such changes and additions as shall be necessary to provide for the determination in like manner of the value of that portion of the property, estate, rights, privileges and franchises within this state of all such companies, it being the intent of this resolution that the term public service companies shall include all those railroads, railways, telegraph and telephone corporations and companies, express companies, and parlor, sleeping and dining car companies and other companies, if any, the taxes on which are now assessed under the law by the State Board of Equalization.

The question being on the resolution offered by Mr. Wyman of Manchester,

On motion of Mr. Wyman the resolution was laid upon the table.

Mr. Foster of Claremont called for the unfinished business, House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

The question being on the amendment offered by Mr. Foster of Claremont,

On motion of Mr. Foster, the bill was laid upon the table and made a special order for Tuesday, March 23, at 11.25 o'clock.

Mr. Woodbury of Woodstock called for the unfinished business, House Bill No. 39, An act to incorporate the Woodstock and Thornton Gore Railroad.

The question being,

Shall the House concur in the amendments sent down from the Honorable Senate?

On a *viva voce* vote the House concurred and the bill was sent to the Secretary of State to be engrossed.

Mr. Felker of Rochester gave notice that on tomorrow or some subsequent day he would move to reconsider the vote whereby the House ordered to a third reading House Bill

No. 582, An act imposing a tax on legacies and successions, and House Bill No. 583, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, relating to a tax on collateral legacies and successions.

On motion of Mr. Ahern of Concord,—

Resolved, That when the House adjourns this afternoon it be to meet on Friday morning at 9.30 o'clock and that when it adjourns on Friday it be to meet on Monday evening at 8 o'clock.

On motion of Mr. Wason of Nashua, at 1.37 o'clock the House adjourned.

AFTERNOON.

The House met at 3 o'clock.

THIRD READINGS.

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Ahern of Concord, the bill was laid upon the table and made a special order for Tuesday, March 23, at 11.01 o'clock.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

Read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot,

and to provide for the burial therein of deceased dependent insane inmates of the Hospital.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

The third reading being in order, on motion of Mr. Cole of Berlin the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 535, An act to incorporate the Knights of King Solomon.

Read a third time and passed and sent to the Senate for concurrence.

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and Hospital Corps of New Hampshire National Guard who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

Read a third time.

The question being,

Shall the joint resolution pass?

Mr. French of Moultonborough moved that the joint resolution be laid upon the table.

Mr. Mason of Concord called for a division.

Mr. French of Moultonborough withdrew his motion.

On motion of Mr. Ahern of Concord, the joint resolution was laid upon the table and made a special order for Tuesday, March 23, at 11.02 o'clock.

Mr. Clough of Lebanon offered the following resolution:

Resolved, That the chairman of the Committee on Appropriations be instructed to prepare a detailed estimate of the appropriations and income of the treasury for the year ending August 31, 1909, so far as he is able to do and that the same be printed in the journal of Monday next.

On a *viva voce* vote the resolution was adopted.

Mr. Collins of Nashua having qualified before His Ex-

cellency, the Governor, appeared and took his seat as a member of the House.

Mr. Ahern of Concord moved the House adjourn.

On a *viva voce* vote the negative prevailed.

Mr. Ahern of Concord called for a division. Division being had, 87 gentlemen voted in the affirmative and 38 gentlemen voted in the negative and the motion prevailed and at 3.53 o'clock the House was declared adjourned.

FRIDAY, MARCH 19, 1909.

The House met at 9.30 o'clock, according to adjournment.

Prayer was offered by the chaplain.

The following communication was read by the clerk:

CONCORD, N. H., March 18, 1909.

Wm. J. Ahern, Esq., Concord, N. H.

Dear Sir: I shall be unable to be present at the session Friday. Will you kindly preside for me, and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

COMMITTEE REPORT.

Mr. Woodward of Nashua, for the Committee on Appropriations, to whom was referred House Bill No. 579, An act to provide additional Normal School facilities and to appropriate money for the same, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Hall of Groton, at 9.33 o'clock the House adjourned.

MONDAY, MARCH 22, 1909.

The House met at 8 o'clock according to adjournment.

On motion of Mr. French of Moultonborough,—

Resolved, That the use of Representatives' Hall be granted to the Committee on Appropriations Tuesday evening, March 23, at 7.30 o'clock, for the purpose of hearing on House Bill No. 209, for the support and encouragement of common schools; and House Bill No. 177, relating to the support of public schools.

On motion of Mr. Wason of Nashua,—

Resolved, That the use of the hall of the House of Representatives be granted to the Judiciary Committee for a hearing this evening.

Agreeably to the resolution passed at the session of Thursday, March 18, that the chairman of the Committee on Appropriations be instructed to prepare a detailed estimate of the appropriations and income of the treasury for the year ending August 31, 1909, so far as he is able to do and that the same be printed in the journal of Monday next, Mr. French of Moultonborough presented the following:

Hon. W. W. Scott, Speaker of the House of Representatives, Concord, N. H.

Dear Sir: In response to the resolution adopted by the House on March 18th, 1909, I submit the following estimate of the income of the state, and also the expenditures, for the year ending August 31, 1909. The estimate of expenditures authorized by existing statutes is the same as for the preceding year, and is founded on the Special Report of the State Treasurer, made January 28, 1909. There will be, probably, but small change in the total for the year ended and the present year. To this I have added the amount of unexpended balances of specific appropriations available January 27, 1909, making total sum of $875,-746.03. From this, I think, should be deducted highway

appropriation of $125,000, which it seems to me was erroneously included by the treasurer as available the present year. In the estimates asked by the state engineer, under the new law, is the sum of $125,000 for each of the years 1909–1910 and 1910–1911. I might infer from this that the $125,000 ought *not* to be deducted from the $875,746.03. I add appropriations asked for the present session, many of which are still pending, some it being impossible to place as to the year. Some of them may *all,* or *part,* be expended the present year. This might decrease the present year's expenses and add to the ensuing year, or *vice versa.* In estimating the income of the state, I see no reason why I should not include the tax on stock trust funds, the increased railroad tax and the increased insurance tax.

ESTIMATED INCOME OF STATE PRESENT YEAR.

Net income (see Treasurer's Report, 1908) .	$905,000.00
Expected increase from inheritance tax .	20,000.00
Increase in railroad tax, caused by the increase in state tax, and by the change in manner of determining average tax rate, should add at least $102,000 to the amount paid by the railroad, of this about 60%, or $61,000, would be paid to the towns, and the balance would remain in the treasury .	$41,000.00
Change as to taxation of trust funds . .	62,000.00
Increase in insurance tax, estimated . .	25,000.00
Increase in state tax, passed in January .	300,000.00
Total income	$1,353,000.00

ESTIMATED EXPENDITURES.

Ordinary expenses include salaries and expenses whose payment is authorized by general law, and which are of annual or biennial occurrence. During the year ended

August 31, 1908, said salaries and expenses amounted to (see treasurer's statement) .	$525,471.50
Unexpended balances of specific appropriations	350,274.53
	$875,746.03
Increase in State Hospital expense, estimated	30,000.00
Legislative expenses, estimated . . .	125,000.00
Dartmouth College appropriation . .	20,000.00
Soldiers' Home to August 31st, and repairs .	15,000.00
Agricultural College, buildings, etc. . .	26,000.00
Second Regiment expenses, pending House Joint Resolution No. 13	7,800.00
For screening lakes (four) . . .	1,050.00
Endicott Rock appropriation . . .	300.00
Dam survey on the Piscataqua River . .	500.00
Increase in salary register probate, Coös County	200.00
Appropriation for Connecticut River . .	100.00
Appropriation for John Coughlin . .	305.00
Appropriation for Lincoln centenary . .	300.00
Appropriation for gypsy and brown-tail moths	25,000.00
Collection of legacy tax, additional . .	2,000.00
Appropriation for clerk in adjutant-general's office	300.00
Appropriation for clerk in insurance commissioner's office	600.00
Appropriation for Mark Kearns . . .	21.00
Transportation expenses of legislature, estimated	10,000.00
Tax commission, estimated expense . .	4,000.00
School for Feeble-Minded, furnishings and buildings	45,000.00
School for Feeble-Minded, maintenance .	16,000.00
Industrial School, additional expense . .	5,000.00

Extra clerk hire, secretary of state's office	$2,000.00
House Joint Resolution No. 43, State Library Institutes	1,000.00
Title Catalogue for Library	2,500.00
House Bill No. 509, increased appropriation for cattle commission expenses	5,000.00
House Joint Resolution No. 19, Deaf Mute Mission	150.00
Appropriation for deaf, dumb and blind, increase	2,000.00
House Bill No. 274, promotion of horticulture, increase	400.00
House Joint Resolution No. 23, State Sanatorium, buildings	45,000.00
House Bill No. 83, bounty on hawks, estimated	1,500.00
House Bill No. 102, bounty on hedgehogs, estimated	4,500.00
House Bill No. 182, revision of laws, estimated	10,000.00
Digest	15,000.00
House Joint Resolution No. 69, repairs library court room	1,200.00
House Bill No. 412, state entomologist (and fees)	500.00
House Joint Resolution No. 74, State Law Reports, estimated	5,000.00
House Bill No. 567, commission to regulate county salaries, estimated	3,000.00
Salaries certain officials, $600	300.00
Appropriation in favor of T. F. Riordan	75.00
State auditor, estimated expense	4,000.00
Armory at Dover	27,500.00
Resolution in favor of Senator Emery	219.00
Basin bridge in Tuftonboro	100.00
New normal schools, appropriation in part	8,000.00
Normal School at Plymouth, coal pockets, etc.	8,000.00

House Bill No. 209, increase in school appropriation	$57,193.00
House Bill No. 177, school support, would add tax	122,000.00
House Joint Resolution No. 57, appropriation for history of public schools	1,500.00
House Joint Resolution No. 33, screening Montgomery Lake	300.00
House Bill No. 566, for tree nursery	1,000.00
House Bill No. 561, improvement of forest protection	8,000.00
Miscellaneous bills	15,000.00
	$1,562,159.03
State Hospital, buildings (bond issue)	85,000.00
	$1,647,159.03

During the session, much has been said about increasing the income, and practically no attention has been given to expenditures. Is it not quite time to seriously consider this end of the finances? For one, I am in favor of dealing liberally with our institutions, spending a fair amount in improvements and doing that which will make our state still more attractive to the great number of summer visitors. I believe that from $300,000 to $400,000 can be safely eliminated from the appropriations asked; that the prospective deficit can be turned to a surplus of $50,000 to $100,000 the present year, and if the estimates for 1909–1910 and 1910–1911 are carefully dealt with the state tax may be reduced to $700,000.

I have not included the state house proposition in this statement, for the reason that I consider it a matter entirely outside of ordinary expenditures. I have had more years in this House than any other member, and have suffered more from its inadequate accommodations and its poor committee rooms than others. The building is far

from fireproof. Papers immensely valuable to New Hampshire can never be replaced should they be burned. I consider it an absolute necessity, and for the good of New Hampshire that the improvements and remodeling of the state house should be made. For this reason I voted for it in committee. I assume that I have "unanimous consent" to say a word more. If this report is not as full and plain as desired, please consider the brief time I have had to make it, the large amount of work involved, and the fact that I have had no help or suggestions from anyone, and that even the typewritten work has had to be done by myself. I have tried to give a fair and full statement,—in other words common in this House, a "square deal." I wish to give New Hampshire, also, a "square deal" in the appropriations, rather than the wishes of any man or section.

Respectfully submitted,
JAMES E. FRENCH,
Chairman Committee on Appropriations.

March 22d, 1909.

On motion of Mr. Ahern of Concord, the clerk of the House was instructed to procure 500 copies of the report printed separately from the journal.

On motion of Mr. Tarbell of Lyndeborough, at 8.04 o'clock the House adjourned.

TUESDAY, MARCH 23, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Stevens of Somersworth was granted leave of absence for the week on account of sickness.

Mr. Chaplin of Fitzwilliam was granted leave of absence for the day on account of important business.

Mr. Avery of Effingham was granted leave of absence for the week on account of sickness in his family.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 116, An act relating to the salary of the solicitor of the County of Hillsborough.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin in Berlin.

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County Convention of the House of Representatives of the 1907 session.

House Bill No. 573, An act to amend chapter 202, Session Laws of 1893, entitled "An act in relation to the city of Manchester, establishing a board of police commissioners for said city."

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as Claremont General Hospital.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County Commissioners," as amended by chapter 112 of the Laws of 1903.

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 357, An act in relation to the salaries of certain state officials.

House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of Rochester and the town of Milton."

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

House Bill No. 134, An act annexing certain islands in Lake Winnipesaukee to the town of Moultonborough.

House Bill No. 546, An act authorizing towns to raise money for patriotic observances.

House Bil No. 562, An act to establish waterworks in the town of Woodstock.

House Bill No. 250, An act authorizing the Keene Gas & Electric Company to increase its capital stock and for other purposes.

House Bill No. 553, An act in amendment of section 14 of chapter 169 of the Public Statutes as amended by chapter 67 of the Laws of 1901 and by chapter 109 of the Laws of 1905, entitled "Foreign insurance companies and their agents."

House Bill No. 569, An act authorizing the town of Wolfeboro to construct public wharves on Winnipesaukee lake and to lay out highways to the same.

The message further announced that the Senate refused to concur in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 413, An act to amend chapter 35, Session

Laws of 1901, entitled "An act to regulate the sale of concentrated commercial feeding stuffs."

House Bill No. 560, An act in amendment of section 6 of chapter 104 of the Laws of 1901, entitled "An act in relation to the arraignment and trial of persons charged with murder in either degree."

House Bill No. 286, An act to amend chapter 181 of the Public Statutes, relating to the adoption of children.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, That a joint special committee of two senators, and three representatives be appointed, whose duty it shall be to gather, arrange and put in proper condition for preservation and permanent exhibition the war portraits of eminent sons of New Hampshire, together with such flags, trophies and martial souvenirs as may now be stored in the state house, and the President has named as members of such committee, on the part of the Senate, Senators Edgerly and Greer.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment and amended title, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Derryfield.

Amend the title of the bill by striking out at the end the word "Derryfield" and inserting in place thereof the word "Manchester," so that said title as amended shall read:

An act authorizing the City of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Manchester.

Also amend section 1 of said bill by striking out the word "Derryfield" in the fourth line thereof and substituting therefor the word "Manchester," so that said section as amended shall read:

"SECTION 1. The City of Manchester is hereby authorized to appropriate a sum not exceeding two thousand dollars for the purpose of celebrating the one hundredth anniversary of the incorporation of the town of Manchester."

On motion of Mr. Hurd of Manchester, the House concurred in the amendments sent down from the Honorable Senate. The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 496, An act authorizing the payment by savings banks of deposits in two names.

Amend section 1 of the bill by adding at the end thereof the following: "provided, however, that if one of the parties has deceased, and the bank officials have knowledge of the fact, payment shall not be made to the survivor until the state treasurer has certified that no taxes are due the state, under the provisions of chapter 40 of the Laws of 1905 and amendments thereto, on account of the interest of said decedent in said deposit, or that all taxes thus due have been paid," so that said section as amended shall read:

"SECTION 1. When a deposit has been made, or shall hereafter be made in any savings bank transacting business in this state in the names of two persons, payable to either, or payable to either or the survivor, such deposit, or any part thereof, or any interest or dividend therein, may be paid to either of said persons, whether the other be living or not; and the receipt or acquittance of the person so paid shall be a valid and sufficient release and discharge to the

bank for any payment so made; provided, however, that if one of the parties has deceased, and the bank officials have knowledge of the fact, payment shall not be made to the survivor until the state treasurer has certified that no taxes are due the state under the provisions of chapter 40 of the Laws of 1905 and amendments thereto, on account of the interest of said decedent in said deposit, or that all taxes due have been paid."

On motion of Mr. Hurd of Manchester, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

Amend by substituting the following for section 1:

"SECTION 1. Section 7 of chapter 116 of the Public Statutes is amended so as to read: The outer doors and doors of passages leading outward of churches hereafter built or rebuilt, schoolhouses containing more than two schoolrooms and halls and other buildings used for public gatherings shall open outward; and it shall be the duty of the selectmen of towns to see that these provisions are complied with, and to prosecute persons who neglect to do so."

On motion of Mr. Howe of Concord, the bill with the amendment was referred to the Committee on Judiciary.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

The bill was read a first and second time and referred to the Committee on Fisheries and Game.

Senate bill No. 30, An act in relation to telephones and installing the same.

The bill was read a first and second time and referred to the Committee on Revision of the Statutes.

On motion of Mr. Howe of Concord, the order referring the bill to the Committee on Revision of the Statutes was vacated and the bill referred to the Committee on Judiciary.

Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909 in raising and appropriating money for repairs of the old church in said town.

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Towns.

Senate Bill No. 33, An act in amendment of section 12, chapter 90 of the Public Statutes, relating to the officers of school districts.

The bill was read a first and second time and referred to the Committee on Education.

Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of November, 1907, exempting the hotel property of William H. Hurd from taxation.

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

COMMITTEE REPORTS.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 576, An act to prohibit carrying concealed weapons, reported the same without change and with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following entitled bill: "House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled 'An act to extend the state highway system,' " with the recommendation that the bill ought to pass.

The report was accepted.

The first reading of the bill having commenced, on motion of Mr. Emerson of Milford the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Clough of Manchester, for the Committee on Appropriations, reported the following joint resolution: "House joint resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

BILLS FORWARDED.

House Bill No. 373, An act repealing chapter 76 of the Session Laws of 1907, entitled "An act protecting gray squirrels and for other purposes."

Taken from the table.

On motion of Mr. Hollis of Concord, the bill was laid upon the table and made a special order for Thursday, March 25, at 11.15 o'clock.

House Bill No. 111, An act to prohibit the soliciting of employment by attorneys at law.

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 564, An act in relation to the union school district of the town of Littleton.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 596, An act in amendment of an act entitled "The prevention and removal of nuisances."

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

Severally taken from the table and ordered to a third reading.

SPECIAL ORDERS.

Mr. Emerson of Milford called for the first special order, House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the bill passed.

Mr. Kellogg of Manchester demanded the yeas and nays, and the roll was called with the following result:

YEAS, 252.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Clark of Deerfield, Hepworth, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Corson, Lane of Hamp-

ton, Sanborn of Hampton Falls, Cilley, Chase of Londonderry, Marvin, Torrey, Greene, Harvey, Brown of North Hampton, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Philbrick, Casey, Hanscom, Clark of Portsmouth, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Fairbanks, Gray of Dover, Nason, Foss, Wedgwood, Wood, Snell, Miller of New Durham, Clark of Rochester, Felker, Babb, Kimball of Rochester, Doe, Gastonguay, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Currier of Belmont, Jones of Gilford, Dinsmoor, Follansbee, Livingston, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Shackford, Andrews of Conway, Chase of Hart's Location, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Bennett, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Rogers, Cressey, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Chadwick, Holt of Franklin, Jenks of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Osgood of Pittsfield, Prince, Pratt, Davis of Warner, Snyder.

HILLSBOROUGH COUNTY.—Lowe, Joslin, George of Goffstown, Gale, Upton, Baker of Hillsborough, Hardy, Clyde, Tarbell, Phelps, Straw, Goodwin of Mason, Butterfield, Emerson, Melzer, Walbridge, Swart, Sadler, Trombly, Woodward, Gaffney, Wason, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, O'Neill, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clarke of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Gordon, Proctor, Avery of Campton, Wallace, Carlton, Burt, Barney, Hall, Musgrove, Fitts, Clough of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Clough of Lebanon, Stearns, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Elms, Dimick, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Weeks of Warren, Woodbury.

COOS COUNTY.—Jolbert, Toothaker, Cole, Paquet, Barron, Fellows, Drew, Gray of Columbia, Farr, Libby, Spaulding, Hebberd, Clook, Hayes, Lyford, Evans, Jackson, Baker of Whitefield, Smith of Whitefield.

NAYS, 78.

ROCKINGHAM COUNTY.—Weston, Kennedy, Humphreys, Wheeler (William R.) of Salem, Alexander.

STRAFFORD COUNTY.—Newton, Otis, Wesley, Fogg, Marcotte, Beaudoin, Fournier, Beamish.

BELKNAP COUNTY.—Jenkins, Sanborn of Gilmanton.

MERRIMACK COUNTY.—Lapointe, Morrison, Lovering, Lane of Pittsfield.

HILLSBOROUGH COUNTY.—Harvell, Farley, Corey of Brookline, Dutton, Jenks of Goffstown, Newman, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manches-

ter, Ward 2, Hurd, Roy, Friborg, Lawrence, Dunnington of Manchester, Ward 4, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Murray, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Bickford, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelley, Belanger, Demers, Kellogg, Moreau, Nerbonne, Hebert, Lee, Dickey, Howard, Osgood of Nashua, Finning, Lampron, Taggart, O'Toole, Chagnon, McQuesten, Soucy, Ducharme, Desmarais, Delacombe, McLane, Peaslee.

GRAFTON COUNTY.—Goodwin of Wentworth.

COOS COUNTY.—Kimball of Stratford.

and the bill passed.

Mr. Emerson of Milford gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House passed House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

Mr. Ahern of Concord called for the second special order, House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

The question being,

Shall the joint resolution pass?

On motion of Mr. Ahern of Concord, the rules were suspended and the joint resolution put back upon its second reading. On motion of the same gentleman the joint resolution was recommitted to the Committee on Appropriations.

Mr. Wagner (Augustus) of Manchester called for the third special order, House Bill No. 68, An act to regulate the passenger fares on street railways in cities of 25,000 or more population.

The question being on the resolution of the committee that it is inexpedient to legislate,

On motion of Mr. Wagner (Augustus) of Manchester the bill was laid upon the table and made a special order for Wednesday, March 24, at 11.06 o'clock.

Mr. Felker of Rochester called for the fourth special order, House Bill No. 212, An act providing a general corporation law.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

Division being had, 91 gentlemen voted in the affirmative and 135 gentlemen voted in the negative and less than two-thirds of the members elected being present and less than two-thirds of those present having voted either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative, and the bill went into unfinished business.

Mr. Felker of Rochester called for the fifth special order, House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject).

The question being on the motion of Mr. Felker of Rochester, that the report of the minority be substituted for the report of the majority,

Mr. Felker withdrew his motion and the bill was ordered to a third reading.

On motion of Mr. Ahern of Concord, at 1.10 o'clock the House took a recess until 2.30 o'clock.

(After recess.)

Mr. Worthen of Manchester called for the sixth special order, House Bill No. 382, An act to incorporate "The Conway Electric Light and Power Company of Conway."

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Poole of Conway called for a division.

(Discussion ensued.)

Division being had, 63 gentlemen voted in the affirmative and 181 gentlemen voted in the negative and the motion to substitute the report of the minority for the report of the majority did not prevail.

The Committee on Incorporations offered the following amendment:

Amend section 9 by striking out all of the fourth line and inserting in the place thereof the following: "And this act shall take effect after being approved by a majority of the voters present and voting at any legal town meeting in the town of Conway."

The question being on the amendment proposed by the committee,

On a *viva voce* vote the amendment was adopted.

Mr. Libby of Gorham offered the following amendment:

Amend section 7 by inserting at the end thereof the following words: "The provisions of this section shall not be so construed as to allow the taking of any of the property of any existing electric light or power company."

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

Division being had, 178 gentlemen voted in the affirmative and 67 gentlemen voted in the negative and the amendment was adopted.

The bill was then ordered to a third reading.

Mr. Foster of Claremont called for the seventh special order, House Bill No. 530, An act to prohibit free trans-

portation of passengers by railroad or other common carriers.

The question being on the amendment offered by Mr. Foster of Claremont,

Mr. Musgrove of Hanover offered the following amendment to the amendment:

Amend said amendment by inserting after the word "shall" in the first line thereof the following: "sell or furnish transportation to any newspaper publisher, his agents, or employees, at any special or reduced rate, for services rendered or to be rendered, and all contracts for advertising between newspaper publishers and common carriers shall be made at regular rates, and all payments under such contracts shall be made in full, and such contracts shall be open to inspection by the attorney-general at all times," so that said amendment as amended shall read:

Amend House Bill No. 530 by inserting after section 2 a new section to be numbered 3 and renumber the following sections to correspond. SECTION 3. No common carrier shall sell or furnish transportation to any newspaper publisher, his agents, or employees, at any special or reduced rates, for services rendered or to be rendered, and all contracts for advertising between newspaper publishers and common carriers shall be made at regular rates, and all payments under such contracts shall be made in full, and such contracts shall be open to inspection by the attorney-general at all times.

The question being on the amendment to the amendment,

Mr. Foster of Claremont accepted the amendment to his amendment, by unanimous consent.

The question being on the amendment offered by Mr. Foster of Claremont,

(Discussion ensued.)

On a *viva voce* vote the amendment was adopted.

Mr. Buffum of Winchester offered the following amendment:

Amend section 2 by inserting after the word "discharge" in the 17th line of the printed bill, the words "to the officers and executive board of the New Hampshire Veteran Association for the exclusive purpose of arranging for its annual reunions."

The question being on the amendment offered by Mr. Buffum of Winchester,

On a *viva voce* vote the amendment was adopted.

Mr. Clough of Lebanon offered the following amendment:

Amend section 1, subdivision 2, by adding at the end thereof the following: "The word 'employee' as used in this act shall not be construed as to include political or legislative agents," so that said section as amended shall read as follows:

SECTION 1. (1) The word "carrier" as used in this act shall be construed to mean all common carriers of passengers, including railroads.

(2) The words "employees," "surgeons," "physicians" and "attorneys-at-law," as used in this act, shall be construed to mean only such persons of each of such classes as are in the employment of the carrier in the transaction of its business. The word "employee" as used in this act shall not be construed as to include political or legislative agents.

The question being on the amendment offered by Mr. Clough of Lebanon,

On a *viva voce* vote the amendment was adopted.

Mr. Wagner (Adolph) of Manchester offered the following amendment:

Amend section 3, as amended, by adding at the end thereof the words "but nothing in this act shall be construed to prohibit the free transportation of newspaper reporters traveling on street railways in the discharge of their duties."

The question being on the amendment offered by Mr. Wagner,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr. Musgrove of Hanover offered the following amendment:

Amend section 4, as now numbered, by striking out the word "section" in the 4th line of the printed bill and inserting the word "sections."

The question being on the amendment offered by Mr. Musgrove,

On a *viva voce* vote the amendment was adopted.

The bill was then ordered to a third reading.

On motion of Mr. Musgrove of Hanover, the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Felker of Rochester, at 4.30 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

House Bill No. 111, An act to prohibit the soliciting of employment by attorneys-at-law.

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 444, An act relative to sentences to the State Prison.

The third reading being in order, on motion of Mr. Hill of Concord, the rules were suspended and the bill read

a third time by its title. The bill was then passed and sent to the Senate for concurrence.

(Mr. Hollis of Concord in the chair.)

House Bill No. 564, An act in relation to the Union School District of the town of Littleton.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

The third reading being in order, on motion of Mr. Hurd of Manchester, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 596, An act in amendment of an act entitled "The prevention and removal of nuisances."

The third reading being in order, on motion of Mr. Torrey of Newfields, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 247, An act to amend chapter 220 of the Public Statutes, relating to attachments of real estate.

The third reading being in order, on motion of Mr. Lucier of Nashua, the rules were suspended and the bill read a third time by its title.

The question being,

Shall the bill pass?

Mr. Wyman of Manchester moved that the bill be indefinitely postponed and with this motion pending, that the bill be laid upon the table and made a special order for Wednesday, March 24, at 11.15 o'clock.

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

The third reading being in order, on motion of Mr. Wyman of Manchester, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business.

The third reading being in order, on motion of Mr. Rawson of Newport, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 416, An act in amendment of an act to incorporate the North Conway and Mt. Kearsarge Railroad, passed June session 1883, and all subsequent acts relating to the same.

House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

Severally read a third time and passed and sent to the Senate for concurrence.

(The Speaker in the chair.)

House Bill No. 587, An act in amendment of chapter 210 of the Public Statutes, relating to justices, courts and civil proceedings therein.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

The third reading being in order, on motion of Mr. Wason of Nashua, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.' "

The third reading being in order, on motion of Mr. Locke of Hinsdale, the bill was put back on its second reading. On motion of the same gentleman, the bill was recommitted to the Committee on Revision of the Statutes.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

The third reading being in order, on motion of Mr. Madden of Keene, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of ornamental and shade trees in the highways.

Senate Bill No. 24, An act in relation to mileage books.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease.

The third reading being in order, on motion of Mr. Wyman of Manchester the bill was laid upon the table and made a special order for Tuesday, March 30, at 11.01.

House Bill No. 593, An act to exempt from taxation the

property of the Carrie F. Wright Hospital located at Newport.

House Bill No. 123, An act in amendment of section 8, chapter 31 of the Public Statutes, entitled "An act relating to the rights and qualifications of voters."

House Bill No. 521, An act to provide for sanitary inspections.

Severally read a third time and passed and sent to the Senate for concurrence.

House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover.

The third reading being in order, Mr. Keenan of Dover moved that the bill be laid upon the table and made a special order for Wednesday, March 24, at 11.03 o'clock.

The question being on the motion of Mr. Keenan,

(Discussion ensued as to time.)

Mr. French of Moultonborough moved that the House adjourn.

The question being on the motion to adjourn,

On a *viva voce* vote the negative prevailed.

Mr. French of Moultonborough demanded the yeas and nays, but subsequently withdrew his demand and called for a division.

Division being had, 39 gentlemen voted in the affirmative and 46 gentlemen voted in the negative and a quorum of the House not being present, at 5.30 o'clock the House was declared adjourned.

WEDNESDAY, MARCH 24, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Forsaith of Manchester was granted leave of absence for the week.

Mr. Andrews of Conway was granted leave of absence for Thursday on account of important business.

Mr. Barnard of Newbury was granted leave of absence for the week on account of sickness in his family.

COMMITTEE REPORTS.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 600, An act authorizing the City of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 45, Joint resolution in favor of the Thirteen Mile road in Dummer, Errol and Cambridge, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 217, An act making High street in the towns of Warren and

Benton a state road, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 35, Joint resolution appropriating a sum of money not exceeding one hundred dollars for the purpose of placing and maintaining suitable lights at Endicott rock in Lake Winnipesaukee, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter therein having been reported in a new bill.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 46, Joint resolution in favor of an appropriation for Endicott rock, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter therein having been reported in a new bill.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill: "House Bill No. 602, An act to define the duties of the treasurer of the State Board of License Commissioners with reference to public funds," reported the same with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford offered the following resolution:

Resolved, That owing to the disability affecting the clerk

and the assistant clerk, Bernard W. Carey be appointed reading clerk temporarily.

On a *viva voce* vote the resolution was adopted.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 472, An act to provide for the inspection and care of steam boilers and all steam generating apparatus and thereby prevent the loss of life and property, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 47, Joint resolution for repairing Stony Brook road in Springfield, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 49, Joint resolution appropriating $400 for the town of Newbury, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 133, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway

system,'' reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by a bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Locke of Hinsdale for the Committee on State House and State House Yard, to whom was referred House Bill No. 225, An act in amendment of section 2, chapter 7 of the Public Statutes, relating to salaries of keeper and assistant keepers of state house, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill referred to the Committee on Appropriations, under the rules.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha of Goshen for necessary expenses incurred by him in maintaining his right to a seat in this House, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 80, Joint resolution in favor of John F. Emery, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 372, An act in amendment of chapter 93 of the Session Laws of 1905, as amended by chapter 145 of the Session Laws of 1907, entitled ''An act in relation to political caucuses and conven-

tions,'' reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 240, An act for the regulation of caucuses, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 371, An act in amendment of chapter 105 of the Session Laws of 1907, entitled ''An act relating to delegates to political conventions,'' reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 452, An act in amendment of chapter 93 of the Session Laws of 1905, entitled ''An act in relation to political caucuses and conventions,'' as amended by chapter 145, Laws of 1907, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, reported the following joint resolution: ''House Joint Resolution No. 85, Joint resolution for designated highways,'' with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first

and second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Boutwell of Hopkinton, for the Committee on Insurance, reported the following entitled bill: "House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled 'An act to incorporate the Peerless Casualty Company,'" with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Bill No. 252, An act in amendment of chapter 81, section 1, Public Statutes, relative to the transmission of electrical power, reported the same with the following resolution:

Resolved, That further consideration be indefinitely postponed, and as a substitute offer a concurrent resolution and move its adoption.

The report was accepted and the resolution of the committee adopted.

The Committee on Public Improvements reported the following concurrent resolution:

Be it enacted by the House of Representatives, the Senate concurring:

Resolved, That it is the sense of the Legislature that the future development and prosperity of the state demands that charters for the development of water power in the state should in the future be so drawn as to conserve for use within the state all possible benefit from our great natural advantage in this direction.

On a *viva voce* vote the resolution was adopted.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and a joint resolution with the following titles:

House Bill No. 562, An act to establish water works in the town of Woodstock.

House Bill No. 404, An act in amendment of section 7, chapter 261 of the Laws of 1893, entitled "An act to provide for the maintenance of a school jointly by the school district of Rochester and the town of Milton."

House Bill No. 311, An act enabling the town of Landaff to turn over certain money to the town school district for school purposes.

House Bill No. 93, An act to annex certain islands to the town of Pelham.

House Bill No. 116, An act relating to the salary of the solicitor of the county of Hillsborough.

House Bill No. 577, An act to exempt from taxation the property of the Ladies' Union Aid Society of Claremont, known as Claremont General Hospital.

House Bill No. 572, An act authorizing the town of Amherst to appropriate a sum not exceeding three hundred dollars to celebrate the one hundred and fiftieth anniversary of the incorporation of the town of Amherst.

House Bill No. 458, An act to exempt from taxation the property known as L'Hopital St. Louis de Berlin in Berlin.

House Bill No. 357, An act in relation to the salaries of certain state officials.

House Bill No. 238, An act to prohibit payment of brokerage of insurance in certain cases.

House Bill No. 578, An act in amendment of section 20 of chapter 27 of the Public Statutes, entitled "County Commissioners," as amended by chapter 112 of the Laws of 1903.

House Bill No. 557, An act to amend section 1 of chapter 141 of the Public Statutes, relating to liens of keepers of boarders, etc.

House Bill No. 571, An act to ratify and validate the action of the Hillsborough County Convention of the House of Representatives of the 1907 session.

House Bill No. 573, An act to amend chapter 202, Session

Laws of 1893, entitled "An act in relation to the City of Manchester, establishing a board of police commissioners for said city."

House Bill No. 570, An act regulating the jail and prisoners therein in Hillsborough County.

House Joint Resolution No. 76, Joint resolution for repairing and maintaining certain highways.

The report was accepted.

Mr. Huckins of Plymouth, for the Special Committee, consisting of the delegation from the county of Grafton, to whom was referred House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Hollis of Concord, for the Special Committee, consisting of the delegation from the city of Concord, to whom was referred House Bill No. 241, An act in amendment of chapter 182 of the Session Laws of 1893, entitled "An act in amendment of the charter of the city of Concord, creating a board of police commissioners for said city," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Hollis of Concord, for the Special Committee, consisting of the delegation from the city of Concord, to whom was referred House Bill No. 278, An act to revise the charter of the city of Concord, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

On motion of Mr. Hollis of Concord, the rules were sus-

pended, and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

BILL FORWARDED.

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

Taken from the table and ordered to a third reading.

Mr. Toothaker of Berlin offered the following resolution:

Resolved, That final adjournment for this session be taken on Friday, April 2.

The question being on the resolution,

On a *viva voce* vote the negative prevailed.

Mr. Toothaker of Berlin called for a division.

(Discussion ensued.)

On motion of Mr. Ahern of Concord, the resolution was laid upon the table.

Mr. Mason of Marlborough offered the following resolution:

Resolved, That the members of this House extend the honored member from Winchester their congratulations on his matrimonial venture March 22nd, and further extend him and his bride their heartiest wishes for long years of wedded bliss and prosperity, and that a committee of three be chosen by the chair to present a copy of this resolution to the bride and groom.

On a *viva voce* vote the resolution was adopted.

The Speaker appointed as members of such committee Messrs. Mason of Marlborough, Buffum of Winchester and Kimball of Atkinson.

UNFINISHED BUSINESS.

Mr. Howe of Concord called for the unfinished business, House Bill No. 212, An act providing a general corporation law.

On motion of Mr. Howe of Concord, the bill was laid upon the table and made a special order for Thursday, March 25, at 11.05 o'clock.

SPECIAL ORDERS.

Mr. Rollins of Alton called for the first special order, House Bill No. 208, An act to repeal chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," and all acts amendatory thereof or supplemental thereto.

The question being on the resolution of the committee, that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Rollins of Alton moved that the bill and report be laid upon the table and made a special order for Wednesday, March 31, at 11.01 o'clock.

(Discussion ensued as to time.)

Mr. Wason of Nashua offered an amendment making the time Thursday, March 25, at 11.20 o'clock.

The question being on the amendment,

(Discussion ensued as to time.)

Mr. Wason withdrew his amendment.

The question being on the motion of Mr. Rollins of Alton,

On a *viva voce* vote the motion prevailed and the bill was made a special order for Wednesday, March 31, at 11.01 o'clock.

Mr. Wyman of Manchester called for the second special order, House Bill No. 304, An act to regulate the passenger fares on street railways in cities of 25,000 or more population.

The question being on the motion to substitute the report of the minority for the report of the majority,

(Discussion ensued.)

Mr. Roy of Manchester raised the point of order that the gentleman speaking was a stockholder in certain street railroads.

The Speaker declared the point of order not well taken.

(Discussion ensued.)

Mr. Wason of Nashua raised the point of order that the gentleman speaking was transgressing the rules of the House in his statements regarding members of the House.

The Speaker ruled the point of order well taken.

Mr. Osgood of Nashua moved the previous question.

The motion was seconded by Messrs. Libby of Gorham and Phelps of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On a *viva voce* vote the negative prevailed.

Mr. Wagner (Adolph) of Manchester called for a division.

Division being had, 108 gentlemen voted in the affirmative and 146 gentlemen voted in the negative and less than two thirds of the members elected being present, and less than two thirds of those present having voted either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative and the bill went into unfinished business.

On motion of Mr. Ahern of Concord, at 1.03 o'clock the House took a recess until 2.30 o'clock.

(After recess.)

Mr. Clough of Manchester called for the unfinished business, House Bill No. 304, An act to regulate passenger fares on street railways in cities of 25,000 or more population.

Mr. Clough of Manchester moved that the bill be indefinitely postponed.

Mr. Wagner (Adolph) of Manchester demanded the yeas and nays.

Mr. Clough of Manchester withdrew his motion that the bill be indefinitely postponed, but subsequently renewed the motion.

Mr. Doe of Somersworth raised the point of order that, according to rule 54, unfinished business was not in order.

The Speaker ruled the point of order well taken.

Mr. Foster of Claremont called for the fourth special order, House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the State Board of Equalization.

The question being,

Shall the bill pass?

Mr. Foster of Claremont moved that the bill be laid upon the table and made a special order for Tuesday, March 30, at 11.15 o'clock.

The question being on the motion of Mr. Foster,

(Discussion ensued as to time.)

On a *viva voce* vote the motion did not prevail.

Mr. Foster of Claremont called for a division.

Division being had, 103 gentlemen voted in the affirmative and 189 gentlemen voted in the negative, and the motion did not prevail.

The question being,

Shall the bill pass?

On a *viva voce* vote the affirmative prevailed.

Mr. Felker of Rochester called for a division.

(Discussion ensued.)

Mr. Ahern of Concord moved the previous question.

The motion was seconded by Messrs. Cross of Concord and Swart of Nashua.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill pass?

A division pending, the division was had with the following result: One hundred and eighty-three gentlemen voted in the affirmative and 116 gentlemen voted in the negative, and the bill passed.

Mr. Wyman of Manchester demanded the yeas and nays and the roll was called with the following result:

YEAS, 186.

ROCKINGHAM COUNTY.—Carr of Brentwood, Currier of Danville, Clark of Deerfield, Payne, French of East Kingston, Anderson, Perkins, Stevenson, Cook, Cilley, Brown of North Hampton, Leighton, Jones of Portsmouth, Hackett, Philbrick, Hanscom, Humphreys, Sawyer, Wheeler (Benjamin R.) of Salem, Wheeler (William R.) of Salem, Brown of Seabrook, Dining, Alexander.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Gray of Dover, Nason, Foss, Wesley, Wood, Snell, Kimball of Rochester, Fournier, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Jones of Gilford, Dow, Follansbee, Rand of Laconia, Smith of Laconia, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Andrews of Conway, Merrow, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed.

MERRIMACK COUNTY.—Cressey, Marden of Chichester, Blanchard, Danforth, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Lord, Burnham, Jenks of Franklin, Head, Boutwell.

HILLSBOROUGH COUNTY.—Lowe, Corey of Brookline, Dutton, Holt of Francestown, George of Goffstown, Baker of Hillsborough, Newman, Clyde, Tarbell, Sayers, Richer,

Dey, Clough of Manchester, Roy, Corey of Manchester, Smith of Manchester, Phelps, Barnard of Manchester, Wheeler of Manchester, Worthen, Murray, Healey, Cavanaugh, Hogan, Dunnington of Manchester, Ward 6, Fuller, Straw, Bickford, Blood, Wagner of Manchester, Ward 8, Lagerquist, Belanger, Kellogg, Lee, Flaherty, Dickey, Emerson, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Taggart, O'Toole, Chagnon, McQuesten, Delacombe, McLane, Giles, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Andrew of Dublin, Bemis, Poole of Jaffrey, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Madden, Honey, Clement, O'Neill, Prentiss, Kathan.

SULLIVAN COUNTY.—Fisk, Russell, Johnson, Rawson, Barker, Flanders.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Avery of Campton, Wallace, Carlton, Barney, Hall, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Lemieux, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Maynard, Huckins of Plymouth.

COOS COUNTY.—Jolbert, Toothaker, Cole, Bouchard, Nilson, Barron, Drew, Gray of Columbia, Libby, Clook, Lyford, Evans, Jackson, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

NAYS, 124.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Lang, Rand of Chester, Hepworth, Weston, Weeks of Exeter, Lane of Hampton, Chase of Londonderry, Torrey, Holmes, Hill of Plaistow, Rand of Sandown.

STRAFFORD COUNTY.—Miller of New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Babb, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Avery of Laconia, Livingston, Hanson, Davis of Tilton.

CARROLL COUNTY.—Chase of Hart's Location, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin,

Butler, Rogers, Morrill of Canterbury, Farrand, Marden of Concord, Hollis, Gannon, Ford of Danbury, Chadwick, Lapointe, Morrison, Holt of Franklin, Bartlett of Hill, Lovering, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Prince, Pratt, Davis of Warner, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Farley, Joslin, Jenks of Goffstown, Cheever, Gale, Upton, Hardy, Wyman, Wagner of Manchester, Ward 2, Friborg, Dunnington of Manchester, Ward 4, Joyal, Glynn, Bean, Donnelly, Demers, Bailly of Manchester, Lafond, Goodwin of Mason, Melzer, Walbridge, Lucier, Soucy, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton.

CHESHIRE COUNTY.—Davis of Chesterfield, Wilder, Locke of Hinsdale, Pike, Cutter, Robertson of Keene, Bullock, Goodnow of Sullivan, Hanna.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Chellis, Quimby, Huntoon, Penniman, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Proctor, Sargent, Barney, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Richardson (Myron H.) of Littleton, Mooney, Elms, Dimick, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Fellows, Farr, Hebberd.

Mr. Sanborn of Gilmanton was paired with Mr. Dodge of Lincoln;

and the bill passed and was sent to the Senate for concurrence.

Mr. Felker of Rochester offered the following resolution:

Resolved, That the Senate be requested to return House Bill No. 543, entitled "An act for the assessment and collection of poll taxes," to the House of Representatives for such action as it may deem expedient.

The question being on the resolution of Mr. Felker,

(Discussion ensued.)

Mr. Howe of Concord raised the point of order that the resolution was not in order, as no motion to reconsider had been made in the House at the proper time.

Mr. Wason of Nashua moved that the resolution be laid upon the table.

On a *viva voce* vote the negative prevailed.

Mr. Felker of Rochester moved that the resolution with the point of order pending be laid upon the table and made a special order for Thursday, March 25, at 11:00:30 o'clock.

On a *viva voce* vote the motion did not prevail.

Mr. Wason of Nashua moved that the House adjourn.

On a *viva voce* vote the negative prevailed.

Mr. Wason called for a division. Division being had, 51 gentlemen voted in the affirmative, and 136 gentlemen in the negative and no quorum being present, at 5.10 o'clock the House was declared adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

Mr. Brown of Troy was granted leave of absence for the day on account of important business.

THIRD READINGS.

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on the subject).

The third reading being in order, on motion of Mr. Emerson of Milford, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Bill No. 382, An act to incorporate "The Conway Electric Light and Power Company of Conway."

The third reading being in order, on motion of Mr. Cutter of Jaffrey, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

On motion of Mr. Emerson of Milford, all bills not carrying an appropriation were read a third time by their title, unless otherwise ordered.

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 326, An act to require street railway companies to sprinkle streets.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 579, An act to provide additional normal school facilities and to appropriate money for the same.

The third reading being in order, Mr. Madden of Keene moved that the bill be put back upon its second reading.

On a *viva voce* vote the motion prevailed.

Mr. Madden moved that the bill be recommitted to the Committee on Appropriations.

On a *viva voce* vote the motion did not prevail.

Mr. Madden called for a division, but subsequently withdrew the call.

Mr. Wason of Nashua moved that the bill be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Madden of Keene moved that the bill be recommitted to the Committee on Appropriations.

On a *viva voce* vote the motion prevailed.

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

The joint resolution was read a third time.

The question being,

Shall the joint resolution pass?

Mr. French of Moultonborough moved that the bill be laid upon the table.

On a *viva voce* vote the motion prevailed.

On motion of Mr. Keenan of Dover, at 5.30 o'clock the House adjourned.

THURSDAY, MARCH 25, 1909.

The House met at 11.00 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Bartlett of Portsmouth was granted leave of absence for the day on account of important business.

Mr. Trudel of Manchester was granted leave of absence for the day on account of important business.

Mr. Leighton of Northwood was granted leave of absence for the remainder of the week on account of important business.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolution:

House Bill No. 183, An act to enable the Union School District of the city of Keene to take the Coolidge lot in said Keene for school purposes.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 563, An act in amendment of chapter 79,

Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moth.

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57, Public Statutes, relating to the annual invoice of polls and taxable property.

House Bill No. 597, An act to legalize the proceedings of towns for year 1909, appropriationg money for school purposes.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill sent up from the House of Representatives:

House Bill No. 398, An act in amendment of article 18, section 1, of chapter 114 of the Laws of 1891, relating to the investments of savings banks, as amended by chapter 75 of the Laws of 1905.

The message further announced that the Senate concurred with the House of Representatives in its amendments to the following entitled bill:

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of

which amendment it asked the concurrence of the House of Representatives:

House Bill No. 366, An act to amend chapter 287 of the Public Statutes, relating to the transfers of cases from the Superior Court to the Supreme Court.

Amend section 1 by striking out the following, from the 19th to the 28th lines thereof: "The trial justice may order the expenses and fees herein provided for paid by the county in case of the poverty of the party who would otherwise be required to pay the same, if in the opinion of the trial justice the case proposed to be transferred involves a substantial question of law and the party desiring the transfer is acting in good faith; but if in such cases the excepting party shall prevail, the Superior Court may order the other party to reimburse the county in respect to such expenses and fees," so that said section as amended shall read:

SECT. 35. When a question of law is transferred from the Superior Court to the Supreme Court upon exception, the excepting party shall be required to pay to the clerk of the Superior Court the actual expense of printing the copies of the transferred case. If such transfer shall be by the agreement of the parties without ruling by the Superior Court, such expense shall be paid by the plaintiff unless otherwise ordered by the Superior Court. The clerk of the Superior Court from which the case is transferred to the Supreme Court shall be allowed such fees for his services in connection with such transfer as may be prescribed by rule of the Superior Court or by order of the trial justice; and such fees shall be paid by the excepting party, if any, or by the plaintiff if the case is transferred upon agreement without ruling, unless otherwise ordered by the Superior Court. Expenses and fees paid by a party as above specified shall be taxed as costs, as may be provided by rule or order of the Supreme or Superior Court. Nothing in this act shall affect the authority of the Superior or Supreme Court to make such orders in respect to such ex-

penses, fees, and costs, as in their opinion justice may require.

On motion of Mr. Madden of Keene the House concurred in the amendment sent down from the Honorable Senate. The bill was then sent to the secretary of state to be engrossed.

COMMITTEE REPORTS.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend by striking out all after the enacting clause and insert in place thereof the following:

SECTION 1. The words and phrases of this act shall, unless the same be inconsistent with the context, be construed as follows:

(1) The word "primary," the primary election provided for by this act;

(2) The word "election," the general election held in November, as distinguished from the primary election;

(3) The word "party," any political organization which at the preceding election polled at least three per centum of the entire vote of the state given in for governor;

(4) The word "supervisors," all officers performing the duties of supervisors.

SECT. 2. (1) This act shall not apply to special elections to fill vacancies, nor to city, town, school district, and ward officers, except moderator and supervisors of the checklist.

(2) Moderators and other election officers, if any, chosen at elections other than the regular biennial election, shall be considered regular election officers within the meaning of this act.

SECT. 3. Hereafter all candidates for elective offices shall be nominated:

(1) By a primary held in accordance with this act, or

(2) By nomination papers, signed and filed as provided by existing statutes.

SECT. 4. (1) A primary shall be held at the regular polling places in each town and ward in the state on the first Tuesday of September, 1910, and biennially thereafter, for the nomination of all candidates to be voted for at the November election.

(2) Primaries shall be conducted by the regular election officers, as elections are conducted under existing laws.

SECT. 5. (1) At least sixty days before the time of holding any primary the secretary of state shall prepare and transmit to each town and ward clerk in the state a notice in writing designating the offices for which candidates are to be chosen.

(2) Each town and ward clerk shall, within ten days after the receipt of such notice, cause notice of such primary to be posted in three public places in his town or ward; such notice shall state the time when, and place where, the primary will be held in each town and ward, together with the offices for which candidates are to be nominated. It shall also state the date before which declarations of candidacy must be filed to place names upon the ballots to be used at such primary, the officers with whom they must be filed, and the fees required to be paid at the time of filing such papers.

SECT. 6. (1) The name of no candidate shall be printed upon an official ballot used at any primary unless not more than sixty days prior to such primary a declaration of candidacy shall have been filed by such candidate and the filing fee required by section 7 of this act shall have been paid.

Declarations of candidacy shall be in the following form:

I, ————, declare that I reside in ward ——, in the city (or town) of ————, county of ————,

state of New Hampshire, and am a qualified voter therein; that I am a member of the ———— party; that I am a candidate for nomination for the office of ————, to be made at the primary election to be held on the —— day of ———; and I hereby request that my name be printed on the official primary ballot of said ——— party as a candidate for such nomination. I further declare that if nominated as a candidate for said office I will not withdraw, and that if elected I will qualify and assume the duties of said office.

(2) Declarations of candidacy shall be filed as follows:

(a) For governor, or any other officer to be voted for throughout the state, members of congress, councilors, state senators, and for county officers, with the secretary of state.

(b) For members of the House of Representatives, moderator, and supervisors of the checklist, with the clerk of the city or town within which such officers are to be voted for.

(3) Each town or city clerk shall forward each declaration of candidacy filed with him, within two days from the date of filing, to the secretary of state. The fees paid to a town or city clerk shall be paid to the treasurer of each town or city.

(4) Declarations of candidacy filed with the secretary of state shall be filed eighteen days before the primary, and all others twenty days before the primary.

SECT. 7. At the time of filing declarations of candidacy each candidate, or some person for him, shall pay to the officer with whom the same are filed the following fees:

(1) For governor, one hundred dollars;

(2) For any state officer, other than governor, to be voted for throughout the state, fifty dollars;

(3) For representative in congress, fifty dollars;

(4) For councilor, twenty-five dollars;

(5) For state senator, ten dollars;

(6) For county officer, five dollars;

(7) For member of the House of Representatives, two dollars;

(8) For supervisor of checklist, one dollar;

(9) For moderator, one dollar.

SECT. 8. At least ten days before any primary is to be held, an official ballot for each political party shall be prepared by the secretary of state, and shall be as nearly as is practicable in the same form as ballots now used at elections. Below the name of each office shall be printed in small but easily legible letters the words "vote for one," "vote for two," "vote for three," or a spelled number designating how many persons are to be voted for. Whenever there are two or more candidates for nomination to the same office who are to be voted for in more than one town or ward, the names of such candidates shall be so alternated on the ballots used that each shall appear thereon as nearly as may be an equal number of times at the top, at the bottom, and in each intermediate place, if any, of the list or group in which it belongs. Names of rival candidates for nomination to the same office who are to be voted for in only one town or ward shall be arranged in the alphabetical order of their surnames. Following the names printed on the ballot after the name of each office to be filled shall be as many blank lines as there are persons to be elected to that office. The ballots of all parties shall be upon colored paper, but the ballots of no two parties shall be upon paper of the same, or closely similar, color, and each party ballot shall be so designated by the name of such party printed in prominent type on the back of said ballot.

SECT. 9. (1) Not later than six days before a primary, the secretary of state shall furnish to the clerk of each town and ward ballots for each political party as follows: For each fifty and fraction of fifty voters of each party, as shown by the vote for governor in the town or ward at the last preceding election, he shall furnish seventy-five ballots of said party, except that when any party has cast

less than ten votes in a town or ward, he shall only be obliged to furnish twenty-five ballots.

(2) He shall in addition furnish each such clerk with ten sample ballots of each political party, printed on white paper.

(3) Each clerk shall within one day from the time when he shall receive such sample ballots post three of each political party in three public places in his town or ward, and shall retain the others until the date of the primary, when he shall post the same in prominent positions in and about the polling place.

(4) The secretary of state shall also, upon request, furnish a reasonable number of sample ballots printed on white paper to each person whose name appears upon the ballot as a candidate.

SECT. 10. (1) The supervisors of the checklist shall prepare and post the checklist of the legal voters in their respective towns and wards and hold sessions for the correction of the same, and give notice of such sessions before all primaries held under this act in the same manner as they are required to do before elections under existing laws.

(2) No person shall be entitled to vote at a primary unless his name is upon the checklist of voters in the town or ward wherein he offers to vote.

(3) Any person offering to vote at a primary shall at the time of announcing his name also announce the name of the party to which he belongs. If his name is found upon the checklist, and if his party membership has not been before registered, it shall then be registered, and he shall be allowed to vote the ballot of his party, *provided, however*, that if he is challenged, he shall not be allowed to register as a member of such party, or to vote the ballot of said party unless he makes oath or affirmation that he affiliates with and generally supports the candidates of the party with which he offers to vote. If his party member-

ship has been before registered, he shall be allowed to vote only the ballot of the party with which he is registered.

(4) After the primary the town or ward clerk shall deliver to the supervisors the checklist with the registration of the party membership of voters thereon. Before delivery, however, the moderator and clerk shall certify thereon, under their hands, that the list is the one used at the primary, and contains a correct registration of the voters as delivered into their hands or made by them at such primary. Such list shall be preserved by the supervisors, and shall be used by them in making up the checklist to be posted before the next primary, as provided in paragraph 6 of this section.

(5) Any person whose party membership has been registered may change such registration by appearing in person before the supervisors of the checklist for his town or ward not less than ninety days before any primary, and stating to them, under oath or affirmation, if required, that he intends to affiliate with and generally supports the candidates of the party with which he offers to register. He may also change such registration at any primary, upon making oath or affirmation to the same effect, if challenged, but he shall not be permitted in such case to vote the ballot of any party at such primary.

(6) After the first primary held under this act, the supervisors of the checklist shall be in session for the alteration of the registration of party members, and for making additions to such registration before each primary. The session shall be on two days at least and shall not be less than ninety nor more than one hundred days prior to such primary. They shall post copies of the checklist showing the persons in the town or ward entitled to vote, with their party registration, so far as such registration has been made, in three public places in such town or ward, at least ten days prior to such session, and notice of the date, hour, and place of the daily sessions to revise such registration shall be given upon such checklists.

After such session, the supervisors of the checklist shall prepare a corrected checklist, showing the registration of party members as corrected by them, and such corrected checklist, with such names as may be regularly added thereto, as provided in section 6 and 7 of chapter 32 of the Public Statutes, shall be used at the primary. Whenever names are added to the checklist, as provided in sections 6 and 7 of chapter 32 of the Public Statutes, the supervisors shall register the party membership of the voter, if he desires such membership registered; but if such voter has already been registered in any town or ward in this state as a member of any party, he shall not be registered as a member of a different party within ninety days before any primary.

(7) The party membership of each voter may be registered by writing in ink after the name of such voter the first three letters of the name of the party with which he registers.

SECT. 11. (1) Votes cast for the same person on the ballots of different parties at any primary shall not be added together, but shall only count in favor of the person as the candidate of each party on whose ballot his name appears.

(2) After the count is completed it shall be announced by the moderator, and the clerk shall, in the presence of the other election officers, fill into blanks, provided him for that purpose by the secretary of state, complete returns of all the votes cast for the different candidates of each party. These blanks shall be prepared in duplicate, and shall be signed by the clerk. One copy shall be preserved by the clerk and shall be open to the inspection of any candidate, or of his agent authorized in writing. The other copy shall be mailed on the day of the primary, or on the day following, by the clerk to the secretary of state.

SECT. 12. (1) The second day after the primary, or as soon thereafter as possible, the secretary of state shall canvass the returns from all the towns and wards in the state,

and upon the completion of such canvass shall declare what candidates have received the greatest number of votes for the various offices in the various parties.

(2) After the completion of the canvass of returns, the secretary of state shall publish in some paper of general circulation the names of the persons found to have been chosen as candidates for the various offices by the various parties, and shall cause a copy of such paper to be mailed to each person whose name appeared upon any party ballot.

SECT. 13. (1) Persons voted for, at a primary, under this act, who receive a plurality of all the votes cast by a party, shall be candidates of that party for the office designated in the ballot.

(2) In case of a tie vote, the tie shall be determined by lot by the secretary of state in the presence of the candidates who are tied, if, upon notice from the secretary of state, they elect to be present.

(3) Vacancies upon any party ticket occurring after the holding of any primary shall be filled by the party committee of the state, county, town or ward, as the case may require, and such committee shall notify the secretary of state of the appointment made, and the names of persons so appointed shall be placed upon the official election ballot.

SECT. 14. (1) If any person who was voted for upon the ballot of any party is not, according to the count first made by the secretary of state, chosen as the candidate of such party, and desires a recount of the ballots cast in the primary, he shall apply in writing to the secretary of state for such recount within ten days after the date of the advertisement of the result of the primary, provided for in paragraph 2 of section 12 of this act.

(2) The secretary of state shall fix a time for such recount not earlier than ten days after the receipt of the application, and shall notify the opposing candidates thereof, and as soon after the expiration of such ten days as circum-

stances will permit, such recount shall be held and conducted as recounts of votes cast at elections are now conducted.

(3) Upon the date set for the recount, the ballots shall be counted by the secretary of state and such assistants as he may require. The various candidates, however, and their counsel, shall have the right to inspect the ballots and participate in such recount under such suitable rules as the secretary of state may adopt.

(4) No candidate, however, shall be entitled to a recount unless he shall pay to the secretary of state at the time of filing his application fees as follows:

(a) If a candidate for governor, or other officer voted for throughout the state, one hundred dollars;

(b) If a candidate for member of congress, fifty dollars;

(c) If a candidate for councilor, twenty-five dollars;

(d) If a candidate for a county office, ten dollars;

(e) If a candidate for state senator, ten dollars;

(f) If a candidate for member of the House of Representatives, five dollars;

(g) If a candidate for supervisor of the checklist, five dollars;

(h) If a candidate for moderator, five dollars;

(5) If a recount shall show that some other person than the one declared nominated upon the canvass of the returns from the clerks of towns and wards has the greatest number of votes cast at the primary, such person shall be declared nominated and shall be the candidate of the party for the office in question instead of the person so first declared, and his name shall be placed upon the official ballot at the following election.

(6) If the recount shall show that the person who applied for the recount was chosen as the candidate of his party, the secretary of state shall, within ten days of such recount, return to him the fee paid at the time of filing the application for a recount.

SECT. 15. Any town or city clerk, with whom any declaration of candidacy has been filed, who shall fail to forward the same to the secretary of state within two days of the date of such filing shall be guilty of a midemeanor, and upon conviction thereof shall be punished by a fine of not more than one hundred dollars, or by imprisonment not more than thirty days, or by both fine and imprisonment.

SECT. 16. The provisions of the statutes now in force in reference to the holding of elections, the payment of election officers, the filling of vacancies, the solicitations of voters at the polls, the challenging of voters, the manner of conducting elections, of counting and preserving the ballots, and making return thereof, and all other kindred subjects, shall apply to all primaries in so far as they are consistent with this act, the intent of this act being to place the primary under the regulation and protection of the laws now in force as to elections.

SECT. 17. (1) It shall be the duty of the secretary of state to prepare all forms necessary to carry out the intent of this act and to furnish the same in reasonable quantities to the proper officers. It shall also be his duty to furnish full directions to the clerks of towns and wards, when he sends them the notice provided for in section 5 of this act, or when he furnishes them ballots, as provided in section 9 of this act, as to the posting of notices, holding of primaries, and making return thereof.

(2) The secretary of state shall have authority to employ such additional clerical assistance as may be required during the canvass of votes, or in carrying out the provisions of this act; and all expense necessary shall be paid out of the treasury of the state.

SECT. 18. All sums paid to the secretary of state under the terms of section 6 of this act and all sums paid to him under the terms of paragraph 4 of section 14 shall be paid by him into the state treasury.

SECT. 19. (1) Not earlier than the third Tuesday of

September, following any primary, and not later than the first Tuesday of October, upon the call of the chairman of the state committee of the party, the nominees of each party for the offices of governor, councilors, state senators, and representatives, shall meet in state convention for the purpose of adopting the platform of their party, nominating presidential electors, and effecting an organization for the following two years.

(2) The party nominees in said state convention from each county shall elect a county committee for their party, to consist of such number of persons as the state convention shall by vote apportion to each county. The members of the several county committees thus chosen shall constitute the state committee of the party. The registered party members in each town, ward or city may effect such an organization as they may deem expedient for advancing the purposes of their party.

(3) Upon application of the chairman of the state committee of any political party, the secretary of state shall deliver to him a duly certified roll of the nominees of his party for the several offices named in the first paragraph of this section. None but such nominee shall take part in such state convention.

SECT. 20. This statute shall be liberally construed so that the real will of the voters shall not be defeated, and so that the voters of any town or ward shall not be deprived of their right to nominate or participate in the nomination of candidates for office by any informality or failure to comply with all the provisions of law in respect to giving notice of or conducting the primary or certifying the results thereof.

SECT. 21. All acts or parts of acts inconsistent or in conflict with the provisions of this act are hereby repealed.

The report was accepted.

On motion of Mr. Merrill of Claremont, the rules were suspended and the reading of the amendment dispensed with. On motion of the same gentleman, the amendment

was laid upon the table to be printed and made a special order for Wednesday, March 31, at 11.02 o'clock.

The question being on the motion of Mr. Merrill,

(Discussion ensued as to time.)

On a viva voce vote the affirmative prevailed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 244, An act for the conduct of nominations by direct primary, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 117, An act to provide for the nomination of candidates by a direct primary and for the enrolment of party members, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wyman of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms," with the recommendation that the bill ought to pass.

The report was accepted, and the bill read a first and second time and laid upon the table to be printed.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 163, An act to establish a direct primary law, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-

matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Torrey of Newfields, for the Committee on Judiciary, to whom was referred House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings, reported the same with the recommendation that the House concur in the Senate amendment.

The report was accepted and the recommendation of the committee adopted. The bill was then sent to the secretary of state to be engrossed.

Mr. Aldrich of Keene, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 362, An act to amend section 8, chapter 221 of the Public Statutes, concerning arrests in civil cases, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities, having considered the subject-matter and being unable to agree with the findings of a majority of said committee, report the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend the title to said bill by inserting after the word

"cities" the words "in amendment of section 1 of chapter 79 of the Public Statutes, as amended by chapter 72 of the Laws of 1895," so that said title as amended shall read: "An act in relation to the construction and maintenance of sidewalks in cities, in amendment of section 1 of chapter 79 of the Public Statutes, as amended by chapter 72 of the Laws of 1895."

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following: SECTION 1. Amend section 1 of chapter 79 of the Public Statutes, as amended by chapter 72 of the Laws of 1895, by inserting after the word "city" in the first line thereof the words "or board or official having authority to construct and maintain sidewalks therein," by inserting after the word "construct" in the second line thereof the words "or repair," by inserting after the word "construction" in the fifth line thereof the words "or repair," by inserting after the word "constructing" in the sixth line thereof the words "or repairing," and by inserting after the word "constructing" in the ninth line thereof the words "or repairing the," so that said section as amended shall read: "SECTION 1. The mayor and aldermen of any city, or board or official having authority to construct and maintain sidewalks therein, upon petition, may construct or repair sidewalks therein, with or without edgestones, and covered with any appropriate material, and for that purpose may widen and straighten any highway as in other cases, except that the notice of proceedings shall state that the construction or repair of a sidewalk is contemplated. (In constructing or repairing such sidewalks such board may assess upon the owners of the property abutting on such street a portion not exceeding one half of the expense of constructing or repairing the same, and the amount so assessed upon each of such owners shall be reasonable, and proportional to the benefits accruing to the land upon which such assessment is based; and all assessments thus made shall be valid and binding upon the owners of such land,

and shall be a lien thereon for one year after the same are made and notice given to the persons assessed, and said lands may be sold for non-payment thereof as in the case of non-payment of taxes on resident lands.) The land-owner shall have the same right of appeal, with the same procedure, as in other cases.''

SAMUEL D. FELKER.
H. K. TORREY.
LOUIS E. WYMAN.
CHARLES D. BARNARD.
WALLACE HACKETT.
HENRY N. HURD.

Mr. Lagerquist of Manchester moved that the report of the minority be substituted for the report of the majority, and with this motion pending that the bill and reports be tabled and made a special order for Tuesday, March 30, at 11.05 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 32, Joint resolution for betterment of a road in Milton, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 31, Joint resolution providing for the repair of state highway leading to Echo lake in the town of Lempster, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committe adopted.

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred House Joint Resolution No. 51, Joint resolution in aid of building a

bridge across the Androscoggin river in Berlin, reported the same with the following resolution:

Resolved, That said resolution be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Wallace of Canaan, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 60, An act to amend section 3, chapter 271 of the Public Statutes, relating to observance of the Sabbath, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Revision of the Statutes, to whom was referred House Bill No. 60, An act to amend section 3, chapter 271 of the Public Statutes, relating to observance of the Sabbath, having considered the same, reports the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Motion to amend House Bill No. 60, by striking out the words "or for benevolent purposes," and by inserting after the words "without loss to operatives," the words, "By this act appropriate music, or lectures pertaining to religious subjects are allowed," and by striking out the word "and" immediately following, and inserting instead thereof the word "but," and by inserting after the words "any play, game, or sport," the words "or vaudeville act, moving picture show, or theatrical performance," so that the bill as amended shall read as follows:

"AN ACT to amend section 3, chapter 271 of the Public Statutes, relating to music, lectures and other performances on Sunday.

"*Be it enacted by the Senate and House of Representatives in General Court convened:*

"SECTION 1. Section 3, chapter 271, is hereby amended

by inserting after the words 'without loss to operatives,' the words 'By this act appropriate music and lectures pertaining to religious subjects are allowed,' and by striking out the word 'and' immediately following and inserting instead thereof the word 'but,' and by inserting after the words 'play, game, or sport,' the words 'or vaudeville act, moving picture show, or theatrical performance,' so that it shall read as amended as follows: .

"No person shall do any work, business, or labor of his secular calling to the disturbance of others on the first day of the week, commonly called the Lord's Day, except works of necessity and mercy, and the making of necessary repairs upon mills and factories which could not be made otherwise without loss to operatives. *By this act appropriate music, or lectures pertaining to religious subjects, are allowed,* but no person shall engage in any play, game, or sport *or vaudeville act, moving picture show, or theatrical performance* on that day.

"SECT. 2. This act shall take effect upon its passage."

ADOLPH WAGNER.

The undersigned, a minority of the Committee on Revision of the Statutes, to whom was referred House Bill No. 60, An act to amend section 3, chapter 271 of the Public Statutes, relating to observance of the Sabbath, having considered the same, reports the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the words "music or lectures pertaining to religious subjects, or for benevolent purposes," and substituting therefor the following words: "the rendering of music of a religious nature in connection with divine worship and at concerts given at a public hall or park, when not actually to the disturbance of others, and without an admission fee; and the giving of lectures pertaining to religious subjects." Further amend said bill by inserting after the word "sport" in the fourteenth line

thereof the following words: "dance, vaudeville act, moving picture show or theatrical performance," so that said section 3 of chapter 271 when amended shall read as follows:

"No person shall do any work, business or labor of his secular calling, to the disturbance of others, on the first day of the week, commonly called the Lord's Day, except the rendering of music of a religious nature in connection with divine worship and at concerts given at a public hall or park, when not actually to the disturbance of others and without an admission fee; and the giving of lectures pertaining to religious subjects; works of necessity and mercy, and the making of necessary repairs upon mills and factories which could not be made otherwise without loss to the operatives; and no person shall engage in any play, game, sport, dance, vaudeville act, moving picture show, or theatrical performance on that day."

GEORGE W. CLYDE.

Mr. Wagner (Adolph) of Manchester moved that the minority report signed by him be substituted for the report of the majority and with this motion pending that the bill and reports be tabled and made a special order for Tuesday, March 30, at 11.06 o'clock, meanwhile both majority and minority reports be printed.

Mr. Anderson of Exeter moved that the bill and reports be indefinitely postponed.

The motion was ruled out of order, as the motion to lay upon the table took precedence.

The question being on the motion of Mr. Wagner,

(Discussion ensued as to time.)

On a *viva voce* vote the negative prevailed.

Mr. Wagner called for a division.

(Discussion ensued as to time.)

A division being had, the vote was announced as manifestly in the affirmative.

Mr. Clyde of Hudson moved that the report signed by him be substituted for the report of the majority and for the report of the minority signed by Mr. Wagner (Adolph) of Manchester, and with this motion pending that the report be laid upon the table to be printed and made a special order for Tuesday, March 30, at 11.06 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Gaffney of Nashua, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 129, An act in amendment of chapter 114 of the Session Laws of 1907, entitled "An act in amendment of chapter 76 of the Laws of 1897, relating to hawkers and peddlers," reported the same in a new draft, with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first time.

The question being,

Shall the bill be read a second time?

Mr. Anderson of Exeter moved that the bill be indefinitely postponed.

On a *viva voce* vote the motion prevailed and the bill was indefinitely postponed.

Mr. Clyde of Hudson, for the Committe on Revision of the Statutes, to whom was referred House Bill No. 263, An act in amendment of chapter 39 of the Public Statutes, relating to the purity of elections, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Revision of Statutes, to whom was referred House Bill No. 263, An act in amendment of chapter 39 of the Public Statutes, relating to the purity of elections, having considered the same, and being unable to agree with the findings of the majority, report the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend said bill by inserting after section 3 the following new sections, to be numbered, respectively, sections 4, 5 and 6, and by renumbering sections 4 and 5, 7 and 8.

"SECT. 4. Every person who shall directly or indirectly give, offer, or promise to any voter at any primary or other election any money or other thing of value with intent to induce him to refrain from voting or to vote in any particular way at said primary or other election, shall be fined not exceeding five hundred dollars or be imprisoned not exceeding three months.

"SECT. 5. Any person convicted of any offense named in the preceding section shall be disqualified from voting or holding office within this state.

"SECT. 6. No person shall be excused from testifying in a proceeding instituted against another under this act, for the reason that he may thereby criminate himself; but no testimony so given by him shall be used, directly or indirectly, as evidence against him in any prosecution, nor shall he be prosecuted thereafter for any offense so disclosed by him."

Further amend section 4 of said bill, to be renumbered as section 7, by striking out all of said section and inserting in place thereof the following:

"SECT. 7. Amend section 16 of said chapter by striking out all the words between the word 'taxes' in the twenty-third line of said section and the words, 'So help me God,' in the last line of said section, so that said section as amended shall read: 'Sect. 16. Any voter, at any town meeting, may challenge any other voter offering to vote at such meeting, and the moderator shall not receive the vote of the person so challenged until he shall subscribe, make, and tender to the town clerk or moderator an affidavit in form and substance as follows: I, ————, solemnly swear that I have not, directly or indirectly, hired, procured, induced or in any way influenced by payment, promises, offers of emolument, offers of reward of any kind, loans of money or other thing, threats, or intimida-

tion, any voter to stay away from this town meeting, or to avoid voting at this town meeting, or to vote at this town meeting for or against any particular ticket or candidate for office, or to ask, in order to disqualify himself from voting at this town meeting, abatement of his taxes, or to be excused from paying his taxes; nor have I directly or indirectly, contributed or furnished or promised to contribute or furnish, any money, goods or chattels, or any other thing whatsoever, to be used to induce any voter to stay away from this town meeting, or to avoid voting at this town meeting, or to vote at this town meeting for or against any particular ticket or candidate for office, or to ask, in order to disqualify himself from voting at this town meeting, the abatement of his taxes, or to be excused from paying taxes. So help me God.' ''

CHAS. J. O'NEILL.
O. F. MOREAU.
C. J. BELANGER.

Mr. Moreau of Manchester moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, March 31, at 11.05 o'clock, meanwhile the reports to be printed.

On a *viva voce* vote the motion prevailed.

Mr. Cutter of Jaffrey, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 363, An act to amend chapter 140 of the Public Statutes, concerning conditional sales of personal property, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Wagner (Adolph) of Manchester, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 297, An act in amendment of section 1 of

chapter 181 of Public Statutes, relating to the adoption of children, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Madden of Keene, for the Committee on Judiciary, to whom was referred Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of November, 1907, exempting the hotel property of William H. Hurd from taxation, reported the same with the following amendment and the recommendation that the bill as amended ought to pass.

Amend the title of said bill by striking out the word "November" and inserting in place thereof the word "October," so that said title as amended shall read: "An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation."

Amend section 1 of said bill by striking out the word "November" in the second line thereof and inserting in place thereof the word "October," so that said section as amended shall read:

"SECTION 1. The proceedings of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting from taxation William H. Hurd's hotel property, known as Riverside Inn, to be built in said town, are hereby legalized and made valid."

The report was accepted.

The question being on the amendment proposed by the committee,

Mr. Cutter of Jaffrey moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

Mr. Cutter withdrew his motion.

Mr. Toothaker of Berlin offered the following amendment:

Amend section 1 by adding at the end thereof the following:

"Provided that the assessors of said town shall annually assess the property hereinbefore mentioned and the valuation determined upon for the same shall be added to the valuation of all the other property in the town to determine the total valuation for the purposes of state and county tax."

The question being on the amendment proposed by the committee,

On a *viva voce* vote the amendment was adopted.

The question being on the amendment proposed by Mr. Toothaker of Berlin,

(Discussion ensued.)

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. Madden of Keene, the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Spaulding of Lancaster, for the Committee on Appropriations, to whom was referred House Bill No. 102, An act providing for a bounty on hawks, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 5, Joint resolution appropriating the sum of $5,000 for relief of earthquake sufferers in Italy, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Bill No. 301, An act in amendment of chapter 78 of the Public Statutes of this state in relation to guide boards on public highways, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution of the committee, that it is inexpedient to legislate,

Mr. Emerson of Milford moved that the bill and reports be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Emerson called for a division, but subsequently withdrew his motion and his call for a division.

The question being on the resolution of the committee that it is inexpedient to legislate,

Mr. Emerson moved that the bill and pending resolution be laid upon the table and made a special order for Wednesday, March 31, at 11.10 o'clock, but subsequently withdrew his motion.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Wason of Nashua moved that the bill and pending resolution be laid upon the table and made a special order for Tuesday, March 30, at 11.07 o'clock.

(Discussion ensued by unanimous consent.)

On a *viva voce* vote the motion did not prevail.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

Mr. Wason of Nashua moved that the action of the House, whereby it adopted the resolution of the committee that it is inexpedient to legislate be reconsidered,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. Ahern of Concord called for a division, and with that motion pending moved that the House take a recess until 2.30 o'clock.

On a *viva voce* vote the motion prevailed, and at 1.10 o'clock the House took a recess until 2.30 o'clock.

(After recess.)

The consideration of House Bill No. 301, An act in amendment of chapter 78 of the Public Statutes of this state in relation to guide boards on public highways, was resumed.

The question being on the motion of Mr. Wason of Nashua, that the action of the House whereby it adopted the resolution of the committee that it is inexpedient to legislate be reconsidered, with a division pending,

A division being had, 47 gentlemen voted in the affirmative and 41 gentlemen voted in the negative and a quorum of the House not being present, at 2.40 o'clock the House was declared adjourned.

AFTERNOON.

The House met at 3 o'clock.

Mr. Ahern of Concord offered the following resolution:

Resolved, That when the House adjourns this afternoon it be to meet tomorrow morning at 9.30 o'clock, and that when it adjourns tomorrow it be to meet on Monday evening at 8 o'clock.

On a *viva voce* vote the resolution was adopted.

Mr. Ahern of Concord offered the following resolution:

Resolved, That the clerk of the House be instructed to

procure 100 copies of each of the following bills, House Bills Nos. 429, 516, 542, 543 and 565.

On a *viva voce* vote the resolution was adopted.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill:

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901, relating to savings banks.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 123, An act in amendment of section 8, chapter 31 of the Public Statutes, entitled "An act relating to the rights and qualifications of voters."

House Bill No. 298, An act providing for the production and inspection of books, papers and other articles whose inspection is necessary in the preparation for trial of any cause of action, or on the trial of such cause.

House Bill No. 587, An act in amendment of chapter 210 of the Public Statutes relating to justices, courts and civil proceedings therein.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill, with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 89, An act to establish water works in New Hampton village fire precinct, in the town of New Hampton.

Amend section 4 by inserting after the words "water works" in the 15th line, the words "excepting real estate situated outside the town of New Hampton, so that said section shall read:

"SECT. 4. Said fire precinct is also authorized at any

annual or special meeting, by a major vote of those present and voting, to raise and appropriate, and to borrow or hire such sums of money on the credit of the fire precinct as may from time to time be deemed advisable for the purpose of defraying the expense of purchasing real estate, rights in real estate, water rights, streams, springs, ponds and rights as aforesaid, and for constructing, maintaining and operating said water works, and to issue its bonds or notes for the same, payable at such times and at such rates of interest and upon such other terms as may be thought proper, such bonds or notes to be signed by a majority of the water commissioners and countersigned by the treasurer of said fire precinct, said indebtedness not to exceed at any one time the sum of ten thousand dollars; and such bonds or notes and all the property of said fire precinct used in the construction and operation of its water works, excepting real estate situated outside the town of New Hampton shall be exempt from taxation."

On motion of Mr. Howe of Concord, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message also announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

Amend section 1 by striking out the words "or agents to make the computation and to take charge of the collection of the tax and to represent the state in all litigation in connection with the execution of this act," in the

9th, 10th, 11th and 12th lines, and inserting in place thereof the words "to assist in making the computations and collections of the tax under this act and to assist the attorney-general in litigation growing out of the same," so that said section as amended shall read:

"SECTION 1. Section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, is hereby amended by striking out the entire section and by inserting in place thereof a new section, which shall read as follows: SECT. 22. The expenses of the execution of this act shall be paid by the state treasurer and the bills therefor shall be submitted to the governor and council for their approval; and the state treasurer shall be authorized to employ an attorney to assist in making the computations and collections of the tax under this act and to assist the attorney-general in litigation growing out of the same; the said attorney or agent to receive a sum not exceeding twenty-five hundred dollars per annum in full for his services, to which he shall devote his whole time; and the state treasurer is further authorized to employ such other assistants as may from time to time be necessary to the proper conduct of the business of the department; the total salary of all persons thus employed, including the salary of the attorney or agent not to exceed thirty-seven hundred dollars and all other expenses mentioned in this section not to exceed the sum of two thousand dollars."

On motion of Mr. French of Moultonborough, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

On motion of Mr. Lucier of Nashua, at 3.05 o'clock the House adjourned.

FRIDAY, MARCH 26, 1909.

The House met at 9.30 according to adjournment.

Prayer was offered by the chaplain.

The following letter was read by the clerk:

CONCORD, N. H., March 25, 1909.

Mr. O. H. Toothaker, Concord, N. H.

Dear Sir: I shall be unable to be present at the session Friday morning. Will you kindly preside for me, and oblige,

Yours respectfully,
WALTER W. SCOTT,
Speaker.

Mr. Morrill of Canterbury moved that the House adjourn.

On a *viva voce* vote the negative prevailed.

Mr. Ahern of Concord called for a division. Division was had, and a quorum of the House not being present, at 9.32 o'clock the House was declared adjourned.

MONDAY, MARCH 29, 1909.

The House met at 8 o'clock, according to adjournment.

On motion of Mr. O'Neill of Walpole, at 8.01 o'clock the House adjourned.

TUESDAY, MARCH 30, 1909.

The House met at 11 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

Mr. Haskell of Claremont was granted leave of absence for the week on account of illness.

Mr. Libby of Gorham was granted leave of absence for the week on account of illness in his family.

Mr. Dickey of Manchester was granted leave of absence for the day on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Clough of Lebanon, petition of M. M. Brocklebank and twenty-six citizens of Lebanon, praying for the repeal of the license law and the strengthening of the prohibitory law.

By Mr. Clough of Lebanon, petition of W. R. Brocklebank and fourteen citizens of Lebanon, praying for the repeal of the license law and the strengthening of the prohibitory law.

Severally presented and referred to the Committee on Liquor Laws.

By Mr. Morrill of Canterbury, petition of Judson F. Hoit and 608 other patrons of the B. & M. R. R., praying for better train service on the White Mountain Division.

Presented and referred to the Committee on Railroads.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had passed a bill with the following title, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 40, An act authorizing laying out a highway in Center Harbor.

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Roads, Bridges and Canals.

COMMITTEE REPORTS.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill: "House Bill 605, An act prohibiting fishing through the ice on

Keyser lake and Gile pond in the town of Sutton and Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time, and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill: "House Bill No. 606, An act for the punishment of carelessness by hunters," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, reported the following entitled bill: "House bill No. 607, An act to amend chapter 92, Laws of 1889, to prohibit the deposit of sawdust, shavings and other refuse in the Wildcat stream in the town of Jackson."

The report was accepted and the bill read a first and second time. On motion of Mr. Wason of Nashua, the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes, reported the same with the following amendment, and with the recommendation that the bill ought to pass:

Amend section 1 by striking out the second paragraph and inserting in place thereof the following:

"If the number of dogs does not exceed five, the fee for such license shall be twelve dollars, and if the number of dogs exceeds five and does not exceed ten the fee shall be twenty dollars, and if the number of dogs exceed ten the fee shall be twenty-five dollars, and no fee shall be required for the dogs of such owner or keeper which are under the age of six months," so that said section as amended shall read:

SECTION 1. The owner or keeper of dogs kept for breeding purposes shall annually on or before the 30th day of April receive a license authorizing him to keep such dogs upon the premises described in the license.

If the number of dogs does not exceed five, the fee for such license shall be twelve dollars, and if the number of dogs exceeds five and does not exceed ten the fee shall be twenty dollars, and if the number of dogs exceed ten the fee shall be twenty-five dollars, and no fee shall be required for the dogs of such owner or keeper which are under the age of six months.

The provisions of sections 1, 2 and 3 of chapter 60 of the Session Laws of 1891 shall not apply to licenses under the provisions of this act.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 334, An act to amend chapter 60 of the Session Laws of 1891, entitled An act to prevent the destruction of sheep by dogs, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the commitee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 477, An act for the protection of sheep, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject

being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, reported the following entitled bill: "House Bill No. 608, An act in amendment of and in addition to chapter 60 of the Laws of 1901," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first time.

The question being,

Shall the bill be read a second time?

Mr. Thompson of Concord moved that the bill be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Thompson moved that the bill be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

Mr. Thompson withdrew his motion and the bill was read a second time.

Mr. Ahern of Concord offered the following amendment: Amend the title of the bill by adding thereto the words "relating to the destruction of sheep by dogs."

On a *viva voce* vote the amendment was adopted.

The bill was then laid upon the table to be printed.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 223, An act for the protection of sheep raisers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, reported the following entitled bill: "House Bill No. 609, An act to prevent trespass on improved lands," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Dunnington (H. E.) of Manchester, for the Committee on Public Health, to whom was referred House Bill No. 109, An act to amend section 18 of chapter 127 of the Public Statutes, as amended in 1901 and 1903, relating to the percentage of fat in milk, reported the same in new draft, with a new title and with the recommendation that the bill in its new draft and with its new title ought to pass.

The report was accepted, the bill in its new draft read a first and second time and laid upon the table to be printed.

Mr. Joyal of Manchester, for the Committee on Insurance, to whom was referred House Bill No. 383, An act in amendment of section 13, chapter 167, Public Statutes, relative to tax of foreign insurance companies and how assessed, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed, the subject-matter being covered by a bill favorably reported to the House.

The report was accepted and the resolution of the committee adopted.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Bill No. 83, An act to provide for a bounty on hedgehogs, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Bill No. 567, An act to adjust salaries of certain county officials, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. French of Moultonborough, for the Committee on Claims, reported the following joint resolution, "House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in defending their rights to seats in this House," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time, laid upon the table to be printed and referred to the Committee on Appropriations under the rules.

Mr. Parker of Lisbon, for the Committee on Labor, to whom was referred House Bill No. 279, An act to provide the establishment and maintenance of free employment offices in certain cities, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Parker of Lisbon, for the Committee on Labor, to whom was referred House Bill No. 431, An act relative to the hours of labor of workmen, mechanics and engineers, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Parker of Lisbon, for the Committee on Labor, to whom was referred House Bill No. 441, An act to re-establish and reorganize the State Labor Bureau, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No.

610, An act to amend an act passed at the January Session, 1903, entitled 'An act in amendment to the charter of the city of Berlin,' '' without recommendation.

The report was accepted.

On motion of Mr. Toothaker of Berlin, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 40, Joint resolution to appropriate the sum of two hundred dollars for screening the outlet of Silver lake in the town of Madison, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Strike out the words ''two hundred'' and insert the words ''twenty-five,'' so that the same shall read:

''That the sum of twenty-five dollars be and the same is hereby appropriated and placed at the disposal of the Fish and Game Commissioners for the purpose of screening the outlet of Silver lake in the town of Madison, and the governor is hereby authorized to draw his warrant for the same upon any money in the treasury not otherwise appropriated.''

The report was accepted, the amendment adopted and the joint resolution referred to the Committee on Appropriations under the rules.

Mr. Lucier of Nashua, for the Committee on Judiciary, reported the following entitled bill, ''House Bill No. 611, An act to provide for the appointment of probation officers in certain cases,'' with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 267 in Senate new draft, An act to regulate trolling, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Lucier of Nashua, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 30, Joint resolution in favor of screening the outlet of Long pond in the towns of Hancock and Nelson, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 613 An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 61, Joint resolution for an appropriation for screening Stinson lake in Rumney, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Wason of Nashua the joint resolution with the accompanying report was laid upon the table.

Mr. Merrill of Claremont, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin, without recommendation.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Joint Resolution No. 62, Joint resolution in favor of screening Long pond in the town of Sutton, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. Hollis of Concord, the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading. On motion of the same gentleman the rules were further suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Rand of Laconia, for the Committee on Insurance, reported the following entitled bill, "House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway," with the recommendation that the bill ought to pass.

The report was accepted.

The first reading of the bill having commenced, on motion of Mr. Hollis of Concord, the rules were suspended, the further reading of the bill dispensed with, and the bill read a first time by its title. The bill was then read a second time. On motion of Mr. Gray of Jackson the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading. On motion of the same gentleman, the rules were further suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Boutwell of Hopkinton, for the Committee on Insurance, reported the following entitled bill, "House Bill No. 617, An act to amend section 7 of chapter 169 of the Public Statutes, and to repeal chapter 89 of the Laws of 1907, relating to insurance agents, with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Worthen of Manchester, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 618, An act in amendment of sections 1, 2, 3, and 4 of chapter 279 of the Session Laws of 1903, entitled 'An act to incorporate the Pittsfield Light and Power Company,'" with the recommendation that the bill ought to pass.

The report was accepted.

The first reading having commenced, on motion of Mr. Ahern of Concord the rules were suspended, the further reading of the bill dispensed with, and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 51, An act to compel the street

railways of Nashua to build a bridge, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Clough of Manchester, for the special committee consisting of the delegation from the city of Manchester, to whom was referred House Bill No. 436, An act creating a school committee for the city of Manchester, having considered the same, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted and the bill in its new draft read a first and second time. On motion of Mr. Dunnington (H. E.) of Manchester, the rules were suspended, the printing of the bill dispensed with and the bill ordered to a third reading. On motion of the same gentleman, the rules were further suspended and the bill made in order for a third reading and passage at the present time. On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a third time by its title. The bill was then passed and was sent to the Senate for concurrence.

BILLS FORWARDED.

House Bill No. 278, An act to revise the charter of the city of Concord.

Taken from the table and ordered to a third reading. On motion of Mr. Hollis of Concord, the rules were suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 235, An act relating to the salary of the solicitor of the County of Grafton.

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of of the town in reference thereto.

House Bill No. 602, An act to define the duties of the treasurer of the State Board of License Commissioners with reference to public funds.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott Rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

Severally taken from the table and ordered to a third reading.

On motion of Mr. Ahern of Concord, at 12.55 o'clock the House took a recess until 2 o'clock.

(After recess.)

UNFINISHED BUSINESS.

Mr. Buffum of Winchester called for the unfinished business, House Bill No. 62, An act in amendment of chapter 19, Session Laws of 1905, concerning the definition of "high school."

The question being on the motion of Mr. Buffum of Winchester, that the action of the House whereby it accepted the report of the committee that it is inexpedient to legislate be reconsidered,

(Discussion ensued.)

Mr. Moreau of Manchester moved the previous question.

The motion was seconded by Messrs. Buffum of Winchester and Cutter of Jaffrey.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The question being on the motion of Mr. Buffum,

On a *viva voce* vote the negative prevailed.

Mr. Howe of Concord called for the unfinished business, House Bill No. 212, An act providing a general corporation law.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Mr. Moreau of Manchester moved the previous question.

The motion was seconded by Messrs. Belanger of Manchester and Clyde of Hudson.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On a *viva voce* vote the negative prevailed.

Mr. Felker of Rochester called for a division. Division being had 91 gentlemen voted in the affirmative and 141 gentlemen voted in the negative and two-thirds of the members elected not being present and two-thirds of those present not having voted either in the affirmative or in the negative, no valid action was taken either in the affirmative or the negative.

Mr. Howe of Concord demanded the yeas and nays, and the roll was called with the following result:

YEAS, 94.

ROCKINGHAM COUNTY.—Lang, Rand of Chester, Payne, Hepworth, Lane of Hampton, Holmes, Jones of Portsmouth, Alexander.

STRAFFORD COUNTY.—Newton, Foss, Snell, Miller of New Durham, Felker, Marcotte, Doe, Kearns.

BELKNAP COUNTY.—Sanborn of Gilmanton, Hanson.

CARROLL COUNTY.—Merrow, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Morrill of Canterbury, Ford of Danbury, Chadwick, Lapointe, Holt of Franklin, Boutwell, Lovering, Shepard, Hill of Pembroke, Osgood of Pittsfield, Prince.

HILLSBOROUGH COUNTY.—Harvell, Farley, Joslin, Corey of Brookline, Dutton, George of Goffstown, Cheever, Upton, Hardy, Tarbell, Wagner of Manchester, Ward 2, Roy, Friborg, Lawrence, Dunnington of Manchester, Ward 4, Trudel, Joyal, Hogan, Glynn, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Nerbonne, Hebert, Flaherty, Lafond, Goodwin of Mason, Melzer, Walbridge, Soucy, Howe of Peterborough.

CHESHIRE COUNTY.—Davis of Chesterfield, Locke of Hinsdale, Cutter, Mason of Marlborough, Bullock, Whitney, Goodnow of Sullivan, Brown of Troy, O'Neill.

SULLIVAN COUNTY.—Chellis, Gocha, Flanders.

GRAFTON COUNTY.—Gray of Alexandria, Southard, Morrill of Bridgewater, Barney, Fitts, Messenger, Richardson (Myron H.) of Littleton, Mooney, Elms, Horton of Orford, Horton of Piermont, Maynard, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Noyes, Kimball of Stratford.

NAYS, 159.

ROCKINGHAM COUNTY.—Brown of Auburn, Currier of Danville, Clark of Deerfield, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Torrey, Kennedy, Harvey, Leighton, Hill of Plaistow,

Hackett, Philbrick, Sawyer, Wheeler (Benjamin R.) of Salem, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Keenan, Nason, Wesley, Wedgwood, Wood, Kimball of Rochester.

BELKNAP COUNTY.—Jenkins, Jones of Gilford, Dinsmoor, Follansbee, Preston of New Hampton, Rollins of Alton, Davis of Tilton.

CARROLL COUNTY.—Avery of Effingham, Gilman, French of Moultonborough, Robertson of Tamworth.

MERRIMACK COUNTY.—Butler, Cressey, Marden of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Lord, Morrison, Jenks of Franklin, Head, Barnard of Newbury, Chase of Northfield, Snyder.

HILLSBOROUGH COUNTY.—Lowe, Holt of Francestown, Jenks of Goffstown, Gale, Baker of Hillsborough, Clyde, Sayers, Dey, Wyman, Clough of Manchester, Burgess, Hurd, Phelps, Barnard of Manchester, Wheeler of Manchester, Worthen, Cavanaugh, Bean, Fuller, Bickford, Blood, Wagner of Manchester, Ward 8, Moreau, Butterfield, Emerson, Howard, Osgood of Nashua, Sadler, Finning, Lampron, Woodward, Wason, Lucier, Taggart, Chagnon, McLane, Preston of New Ipswich, Giles, Jones of Peterborough, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Andrew of Dublin, Wilder, Bemis, Pike, Poole of Jaffrey, Aldrich, George of Keene, Swan, Goodnow of Keene, Jones of Keene, Robertson of Keene, Madden, Honey, Clement, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Russell, Johnson, Barker, Penniman.

GRAFTON COUNTY.—Cheney, Parker of Benton, Wallace, Carleton, Sargent, Burt, Hall, Miller of Haverhill, Bailey of Haverhill, Stearns, Lemieux, Dodge of Lincoln, Parker of Lisbon, Richardson (Fred E.) of Littleton, Smith of Monroe, Merrill of Thornton.

COOS COUNTY.—Toothaker, Cole, Bouchard, Paquet, Nil-

son, Barron, Cummings, Drew, Farr, Spaulding, Guernsey, Baker of Whitefield, Smith of Whitefield.

Mr. Rollins of Alton was paired with Mr. Smith of Laconia;

and two-thirds of the members elected not being present and two-thirds of those present not having voted either in the affirmative or in the negative, no valid action was taken either in the affirmative or the negative, and the bill went into unfinished business.

Mr. Howe of Concord gave notice that on tomorrow he should call from unfinished business House Bill No. 212, An act providing a general corporation law.

Mr. Cutter of Jaffrey offered the following resolution:

Resolved, That the Committee on Labor is hereby instructed to file its reports on the following entitled bills: House Bill No. 32, being an act to abolish the labor bureau, and House Bill No. 470, being an act to establish a board of arbitration and conciliation, tomorrow (Wednesday) morning.

On a *viva voce* vote the resolution was adopted.

Mr. Joyal of Manchester gave notice that on tomorrow or some subsequent day he should move to reconsider the vote whereby the House adopted the resolution of the committee, that it is inexpedient to legislate, on House Bill No. 129, An act in amendment of chapter 114 of the Session Laws of 1907, entitled "An act in amendment of chapter 76 of the Laws of 1897, relating to hawkers and peddlers."

Mr. Aldrich of Keene offered the following resolution:

Resolved, That for the remainder of the session the House convene at 10 o'clock in the forenoon and 2 o'clock in the afternoon, and that prayers be offered five minutes before the opening of the morning session.

On a *viva voce* vote the resolution was adopted.

Mr. Felker called for the unfinished business, it being the resolution offered by him at the morning session of March 24,

Resolved, That the Senate be requested to return House

Bill No. 543, entitled "An act for the assessment and collection of poll taxes," to the House of Representatives for such action as it may deem expedient.

The question being on the resolution of Mr. Felker,

On a *viva voce* vote the resolution was adopted.

Mr. Moreau of Manchester offered the following resolution:

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to a final adjournment on Friday, April 9, at 12 o'clock noon.

The question being on the motion of Mr. Moreau,

On motion of Mr. Wyman of Manchester, the resolution was laid upon the table.

Mr. Sanborn of Gilmanton offered the following resolution:

Resolution relating to taxation of unincorporated places and the roads therein supported by the state:

The Committee on Roads, Bridges and Canals is hereby requested to enquire into the value of the lands in unincorporated places, the rate and amount of taxes assessed against them and to report to this House whether under full assessment and the average rate of taxation prevailing in the state the lands in question will not fully keep in good condition the roads above named and to recommend a method of assessment and valuation that shall relieve the state of the present cost to the treasury of maintaining those roads.

On a *viva voce* vote the resolution was adopted.

SPECIAL ORDERS.

Mr. Dodge of Lincoln called for the first special order, House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease.

The third reading having commenced, on motion of Mr. Wyman of Manchester, the rules were suspended and the

further reading of the bill dispensed with. The bill was then read a third time by its title and passed and sent to the Senate for concurrence.

Mr. Hollis of Concord offered the following resolution:

Resolved, That the Committee on Rules investigate and report to the House as soon as possible as to methods for securing the attendance of members of the House.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Hill of Concord, at 4.46 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

THIRD READINGS.

House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover.

Read a third time.

The question being,

Shall the joint resolution pass?

On motion of Mr. Keenan of Dover, the joint resolution was laid upon the table and made a special order for Wednesday, March 31, at 11.10 o'clock.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

Read a third time.

The question being,

Shall the joint resolution pass?

(Discussion ensued.)

On motion of Mr. Ladd of Epping, the joint resolution was laid upon the table and made a special order for Wednesday, March 31, at 11.12 o'clock.

House Joint Resolution No. 77, Joint resolution in favor

of the Basin bridge, so called, in Tuftonboro, and opening the channel under said bridge.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 372, An act in amendment of chapter 93 of the Session Laws of 1905, as amended by chapter 145 of the Session Laws of 1907, entitled "An act in relation to political caucuses and conventions."

Read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Emerson of Milford, the bill was laid upon the table.

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha of Goshen, for necessary expense incurred by him in maintaining his right to a seat in this House.

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

Read a third time.

The question being,

Shall the bill pass?

Mr. Ahern of Concord raised the point of order that the bill should go to the Committee on Appropriations.

The Speaker ruled the point of order well taken.

On motion of Mr. Ahern of Concord, the rules were suspended and the bill put back upon its second reading. The bill was then referred to the Committee on Appropriations.

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of the town in reference thereto.

House Bill No. 602, An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

The third reading being in order, on motion of Mr. Goodwin of Mason, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

Read a third time.

The question being,

Shall the joint resolution pass?

(Discussion ensued.)

On a *viva voce* vote the joint resolution passed and was sent to the Senate for concurrence.

On motion of Mr. French of Moultonborough, House

Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home, was taken from the table.

The question being,

Shall the joint resolution pass?

On a *viva voce* vote the joint resolution passed and was sent to the Senate for concurrence.

On motion of Mr. Ahern of Concord, at 5.35 o'clock the House adjourned.

WEDNESDAY, MARCH 31, 1909.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

LEAVES OF ABSENCE.

Mr. Ford of Orange was granted leave of absence for Thursday on account of town business.

Mr. Cross of Concord was granted leave of absence for the day on account of business.

PETITION PRESENTED AND REFERRED.

By Mr. McLane of New Boston, petition of the First Baptist Church of New Boston, praying for the adoption of the majority report on House Bill No. 60.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolution:

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

House Bill No. 160, An act in relation to the salary of the register of probate of Coös County.

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 386, An act in amendment of chapter 11, section 1, of the Laws of 1899, making the first day of January a legal holiday.

House Bill No. 535, An act to incorporate the Knights of King Solomon.

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital, located at Newport.

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

House Bill No. 586, An act in amendment of section 20, chapter 286, of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 585, An act in amendment of section 19, chapter 286, of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 581, An act in amendment to chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

House Joint Resolution No. 52, Joint resolution to provide for a screen at the outlet of Forest lake, in the town of Winchester.

House Bill No. 416, An act in amendment of an act to incorporate the North Conway & Mount Kearsarge Railroad, passed June session, 1883, and all subsequent acts relating to the same.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 547, An act to provide for the enlarge-

ment, remodeling, heating and furnishing of the state house.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 237, An act to promote the sanitary production and distribution of food and defining the duties of the State Board of Health in relation thereto.

House Bill No. 534, An act to aid in the suppression of tuberculosis.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

Amend said bill by striking out section 1 and inserting in the place thereof the following:

"SECTION 1. No city official, commissioner, trustee or other person having control of any public funds appropriated by the common council of the city of Manchester shall use any part of such funds for any purpose outside of the general business of the department in the control of said city official, commissioner, trustee or other person, excepting such sums as may be expended for new work or repairs to be charged to private individuals, firms or corporations and for which said city is to be reimbursed by said private individuals, firms or corporations, or shall expend any money or make any contract or bargain or in any way bind the city of Manchester in excess of the total amount voted and appropriated by the common council for the general department over which said city official, commissioner, trustee or other person has control. And all appropriations made by the common council for the

several city departments shall be made in bulk, each department being allowed a specific sum, to be used and applied by the respective department for the general business thereof without being itemized by the common council."

On motion of Mr. Barnard of Manchester, the House concurred in the amendment sent down from the Honorable Senate. The bill was then sent to the secretary of state to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907, relating to fish and game.

The bill was read a first and second time and referred to the Committee on Fisheries and Game.

Senate Bill No. 39, An act in amendment of section 4, chapter 89, of the Public Statutes, relating to the borrowing of money by school districts.

The bill was read a first and second time and referred to the Committee on Education.

COMMITTEE REPORTS.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 74, Joint resolution for the reprinting of certain New Hampshire reports, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the state library building, reported the same with the following amendment,

and the recommendation that the joint resolution as amended ought to pass:

Amend said joint resolution by striking out in the first line of the same the words "twelve hundred" and inserting in place thereof the words "one thousand."

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 54, Joint resolution in favor of the highway leading from Gorham to Jackson, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 67, Joint resolution providing clerk hire for the office of the secretary of state, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. French of Moultonborough, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend section 1 by striking out the words "forty-five thousand dollars" in the first line and inserting in place thereof the following: "Twenty-two thousand dollars for the year ending August 31, 1909, and ten thousand dollars for the year ending August 31, 1910."

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

Mr. Ladd of Epping, for the Committee on Appropriations, to whom was referred House Bill No. 566, An act to provide for a forest tree nursery, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

On motion of Mr. Hollis of Concord, the bill and report were laid upon the table.

Mr. Spaulding of Lancaster, for the Committee on Appropriations, to whom was referred House Bill No. 561, An act to improve the state system of forest protection, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out section 21 and inserting in place thereof the following:

"SECT. 21. The sum of four thousand dollars is hereby appropriated for the purpose of carrying into effect the purposes of this act for the year ending August 31, 1909."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Ladd of Epping, for the Committee on Appropriations, to whom was referred House Bill No. 412, An act to provide for the better protection of nursery stock, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dow of Laconia, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 82, Joint resolution in favor of Long Island bridge, and

raising the same for the improvement of navigation in Lake Winnipesaukee, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Cheney of Ashland, for the Committee on Public Health, reported the following entitled bill: "House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Toothaker of Berlin, the rules were suspended and the bill read a first time by its title. The bill was then read a second time, laid upon the table to be printed and referred to the Committee on Appropriations.

Mr. Toothaker of Berlin, for the Committee on Public Health, to whom was referred House Bill No. 331, An act for the establishment of dispensaries for the free treatment of indigent persons affected with tuberculosis, reported the same with the following resolution:

Resolved, That the bill be indefinitely postponed, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 205, An act for expending upon state highways funds received in fees from owners of automobiles, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary,

to whom was referred House Bill No. 204, An act in amendment of section 6 of chapter 86 of the Laws of 1905, relating to the registering of automobiles, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 203, An act in amendment of section 2 of chapter 86 of the Laws of 1905, relating to registering of automobiles, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 258, An act relative to motor vehicles and to the operation thereof, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill in its new draft read a first time by its title. The bill was then read a second time.

Mr. Wason of Nashua moved that the rules be suspended and the printing of the bill dispensed with.

(Discussion ensued.)

On *viva voce* vote the negative prevailed.

Mr. Stevenson of Exeter moved that the amendments be printed but subsequently withdrew his motion.

The bill was then laid upon the table to be printed.

Mr. Ahern of Concord, for the Committee on Appropri-

ations, to whom was referred House Bill No. 579, An act to establish a normal school, to appropriate money for the same and to provide for its maintenance, reported the same in a new draft with the recommendation that said bill in its new draft ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Appropriations, to whom was referred House Bill No. 579, An act to provide additional normal school facilities and to appropriate money for the same, having considered the same, report as follows: Whereas this bill reported by the Committee on Normal School provided for the establishment of two normal schools, one at Keene and one at Nashua, and whereas it was found that this would meet with serious objection owing to the financial condition of the state; and whereas the majority of the Committee on Appropriations are in favor of locating the school at Keene, and whereas the minority of your committee feeling that in fairness to both Nashua and Keene and to other cities and towns of the state the question of the location for said school should be left to the governor and council and the present trustees of the Normal School, hereby report a bill substantially the same as that introduced earlier in the session by the gentleman from Berlin, Mr. Toothaker, and report Bill No. 579 with the following amendment and the recommendation that the bill as amended ought to pass:

Strike out all after the enacting clause and insert in place thereof the following:

"SECTION 1. On or before April 15, 1909, the governor and council and the board of trustees of the State Normal School shall organize as a joint board for the location and establishment of a normal school. Said location shall be selected with especial reference to the transportation facilities thereto, the opportunities for training schools and any other conditions, financial or other, that the joint board may deem it advisable to consider.

"SECT. 2. Said board is hereby authorized to receive aid in money, property or other valuable effects, for the benefit of said school, from any and all individuals or municipal or other corporations. Said board is authorized to purchase or acquire such lands and cause such buildings to be erected thereon as it may deem best, consistent with the amount or means appropriated or otherwise obtained for such purposes. And in the purchase or acquisition of lands and the buildings thereon, if any, said board is authorized and directed to procure a good and suitable deed of conveyance in the name of the state and a proper instrument of sale of all such library, school furniture and apparatus therein as may be acquired.

"SECT. 3. No money shall be expended under the provisions of this act until the city or town determined upon for the location of said school shall have agreed in writing through its duly authorized officials, with the duly authorized officials acting for the state, to coöperate with said school in the maintenance of model and practice schools, for a term of years, in connection with the training department of said school, in such manner as shall meet with the approval of said trustees, and such city or town is hereby authorized to enter into such contract.

"SECT. 4. Said board shall secure building plans and shall procure the services of a competent engineer or supervising architect, who shall execute the aforesaid plans under their direction. Said inspector shall have no interest, financial or otherwise, in any contract carried on under the terms of this act.

"SECT. 5. A sum not to exceed eight thousand dollars ($8,000) is hereby appropriated for the purposes of this act and the governor is hereby authorized to draw his warrant for all or any part of said amount upon any moneys in the treasury not otherwise appropriated, said sum to be used in connection with any other money or moneys that may be secured from any other source for the aforementioned purposes.

"SECT. 6. Said school when established shall be under the direction of the board of trustees of the State Normal School now established, and said board shall be styled The Board of Trustees of the New Hampshire Normal Schools. All the provisions of chapter 95 of the Public Statutes and the amendments thereto, not inconsistent herewith, relating to the organization, government and maintenance of the normal school mentioned therein and all the duties imposed or prescribed thereby for the trustees, teachers or pupils and the superintendent of public instruction, shall apply to and be observed in the organization, government and maintenance of the normal school established under this act.

"SECT. 7. The board of trustees of the New Hampshire normal schools is hereby authorized to contract with any city or town in the vicinity of either of the normal schools for the maintenance of practice schools therein in connection with said normal schools and may provide for the payment of such portion of the compensation of the supervising teachers employed in said practice schools as they may deem just and equitable.

"SECT. 8. Any city or town is hereby authorized to enter into such contract, as is provided by either section 3 or section 7 of this act; also any city or town is authorized to make such gifts as it may determine for the establishment or maintenance of said school.

"SECT. 9. The sum of ten thousand dollars ($10,000) is hereby appropriated for the support and maintenance of said school for each school year beginning with the school year opening in September, 1910.

"SECT. 10. All acts or parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage."

J. N. WOODWARD,
F. B. SPAULDING,
M. H. RICHARDSON,
R. R. PENNIMAN,
FRANK H. KEENAN.

Mr. Woodward of Nashua moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Thursday, April 1, at 11.05 o'clock, meanwhile the reports to be printed.

(Discussion ensued as to time.)

On a *viva voce* vote the Speaker was in doubt and a division was ordered.

A division being had, 119 gentlemen voted in the affirmative and 155 gentlemen voted in the negative and the motion did not prevail.

Mr. Wason of Nashua demanded the yeas and nays and the roll was called with the following result:

YEAS, 136.

ROCKINGHAM COUNTY.—Currier of Danville, Clark of Deerfield, Payne, Anderson, Weeks of Exeter, Cook, Lane of Hampton, Sanborn of Hampton Falls, Chase of Londonderry, Kennedy, Harvey, Leighton, Hill of Plaistow, Hett, Philbrick, Poore, Wheeler, Benjamin R., of Salem, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Galligan, Keenan, Snell, Felker, Beaudoin, Babb, Stevens of Somersworth, Gastonguay, Kearns.

BELKNAP COUNTY.—Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Hanson, Rollins of Tilton.

CARROLL COUNTY.—Robertson of Tamworth, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Rogers, Blanchard, Lord, Burnham, Chadwick, Falvey, Boutwell, Barnard of Newbury, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Harvell, Farley, Dutton, George of Goffstown, Cheever, Gale, Hardy, Clyde, Tarbell, Phelps, Bean, Fuller, Blood, Lagerquist, Kellogg, Moreau, Hebert, Lee, Flaherty, Goodwin of Mason, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Sadler, Lampron, Trombly, Woodward, Gaffney, Wason, Lucier, Taggart, O'Toole, McQuesten, Desmarais, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Richardson of Wilton.

SULLIVAN COUNTY.—Cutting, Gocha, Huntoon, Rawson, Penniman, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Gordon, Proctor, Avery of Campton, Carlton, Burt, Fitts, Miller of Haverhill, Messenger, Parker of Lisbon, Richardson, Fred E., of Littleton, Richardson, Myron H., of Littleton, Mooney, Elms, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Goodwin of Wentworth.

COOS COUNTY.—Toothaker, Paquet, Farr, Spaulding, Clook, Hayes, Evans, Jackson, Baker of Whitefield, Smith of Whitefield.

NAYS, 172.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Ladd, Perkins, Marvin, Jones of Portsmouth, Hackett, Casey, Hanscom, Sawyer, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Newton, Nason, Foss, Wesley, Wedgwood, Wood, Miller of New Durham, Clark of Rochester, Marcotte, Kimball of Rochester, Doe.

BELKNAP COUNTY.—Rollins of Alton, Dow, Rand of Laconia, Livingston, Preston of New Hampton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough.

MERRIMACK COUNTY.—Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Dan-

forth, Hollis, Mason of Concord, Rolfe, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Morrison, Holt of Franklin, Jenks of Franklin, Head, Lovering, Shepard, Chase of Northfield, Baker of Pembroke, Prince, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Lowe, Corey of Brookline, Holt of Francestown, Jenks of Goffstown, Upton, Baker of Hillsborough, Newman, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Dunnington of Manchester, Ward 4, Barnard of Manchester, Trudel, Worthen, Joyal, Hogan, Glynn, Dunnington of Manchester, Ward 6, Bickford, Wagner of Manchester, Ward 8, Donnelly, Demers, Nerbonne, Bailey of Manchester, Dickey, Lafond, Jones of Peterborough, Peaslee, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Russell, Johnson, Barker.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Morrill of Bridgewater, Wallace, Sargent, Barney, Hall, Musgrove, Clough of Haverhill, Bailey of Haverhill, Clough of Lebanon, Stearns, Lemieux, Hoskins, Smith of Monroe, Ford of Orange, Weeks of Warren, Woodbury.

COOS COUNTY.—Jolbert, Cole, Bouchard, Feeney, Burlingame, Nilson, Barron, Fellows, Cummings, Drew, Gray of Columbia, Guernsey, Hebberd, Lyford, Kimball of Stratford.

And the motion did not prevail.

The question being on the motion of Mr. Woodward of

Nashua, that the report of the minority be substituted for the report of the majority,

(Discussion ensued.)

(Mr. Doe of Somersworth in the chair.)

Mr. Farrand of Concord moved the previous question.

The motion was seconded by Messrs. Seavey of Barrington and Buffum of Winchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The question being on the motion of Mr. Woodward of Nashua that the report of the minority be substituted for the report of the majority,

On a *viva voce* vote the chair was in doubt.

Mr. Swart of Nashua demanded the yeas and nays.

Mr. Kellogg of Manchester moved that the House take a recess until 1.55 o'clock.

On a *viva voce* vote the negative prevailed.

(The Speaker in the chair.)

The question being on the motion of Mr. Woodward of Nashua,

The roll was called with the following result:

YEAS, 116.

ROCKINGHAM COUNTY.—Brown of Auburn, Rand of Chester, Currier of Danville, Payne, Hepworth, Anderson, Weeks of Exeter, Cook, Chase of Londonderry, Leighton, Hill of Plaistow, Hett, Philbrick, Bartlett of Portsmouth, Poore, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Galligan, Fairbanks, Gray of Dover, Fogg, Snell, Miller of New Durham, Clark of Rochester, Crocker, Felker, Beaudoin, Babb, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Currier of Bel-

mont, Jones of Gilford, Avery of Laconia, Dinsmoor, Smith of Laconia, Rollins of Tilton.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Elliott of Concord, Burnham, Chadwick, Jenks of Franklin, Bartlett of Hill, Barnard of Newbury, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Harvell, Farley, Corey of Brookline, Dutton, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Hardy, Clyde, Tarbell, Phelps, Bean, Fuller, Blood, Lagerquist, Belanger, Kellogg, Hebert, Lee, Goodwin of Mason, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Lucier, Taggart, O'Toole, McQuesten, Desmarais, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Richardson of Wilton.

SULLIVAN COUNTY.—Rawson, Penniman, Flanders.

GRAFTON COUNTY.—Gray of Alexandria, Gordon, Proctor, Carlton, Burt, Miller of Haverhill, Clough of Lebanon, Dodge of Lincoln, Richardson (Myron H.) of Littleton, Elms, Maynard, Huckins of Plymouth.

COOS COUNTY.—Toothaker, Paquet, Farr, Spaulding, Clook, Hayes, Evans, Jackson, Noyes.

NAYS, 207.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Lang, French of East Kingston, Ladd, Perkins, Stevenson, Lane of Hampton, Sanborn of Hampton Falls, Cilley, Marvin, Torrey, Holmes, Jones of Portsmouth, Hackett, Casey, Hanscom, Clark of Portsmouth, Sawyer, Brown of Seabrook, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Newton, Otis, Nason, Foss, Wesley, Wedgwood, Marcotte, Kimball of Rochester, Stevens of Somersworth, Doe, Gastonguay, Reed.

BELKNAP COUNTY.—Sanborn of Gilmanton, Dow, Fol-

lansbee, Rand of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Hanson, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Butler, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Rolfe, Howe of Concord, Brown of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Morrison, Holt of Franklin, Falvey, Head, Boutwell, Lovering, Shepard, Chase of Northfield, Baker of Pembroke, Prince, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Lowe, Joslin, Holt of Francestown, Upton, Baker of Hillsborough, Newman, Richer, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Dunnington of Manchester, Ward 4, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Murray, Murphy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Dunnington of Manchester, Ward 6, Straw, Bickford, Wagner of Manchester, Ward 8, Donnelly, Demers, Nerbonne, Bailly of Manchester, Flaherty, Dickey, Lafond, Jones of Peterborough, Peaslee, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Chellis, Cutting, Russell, Huntoon, Johnson, Barker, Walker.

GRAFTON COUNTY.—Cheney, Parker of Benton, Morrill of Bridgewater, Avery of Campton, Wallace, Barney, Hall, Musgrove, Fitts, Clough of Haverhill, Bailey of Haverhill, Stevens of Landaff, Stearns, Messenger, Parker of Lisbon, Hoskins, Smith of Monroe, Ford of Orange, Horton of Piermont, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Cole, Bouchard, Feeney, Nilson, Barron, Cummings, Drew, Gray of Columbia, Hebberd, Baker of Whitefield, Smith of Whitefield.

Mr. Marden of Chichester was paired with Mr. Sadler of Nashua; Mr. Keenan of Dover was paired with Mr. Weed of Sandwich;

and the motion did not prevail.

Mr. Madden of Keene moved that the rules be suspended, the bill read a first time by its title and the printing of the bill dispensed with.

The question being on the motion of Mr. Madden,

(Discussion ensued.)

Mr. Dodge of Lincoln moved the previous question.

The motion was seconded by Messrs. Buffum of Winchester and Musgrove of Hanover.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Madden of Keene,

On a *viva voce* vote the affirmative prevailed and the bill was read a first time by its title. The bill was then read a second time and ordered to a third reading.

Mr. Davis of Chesterfield moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

The question being on the motion of Mr. Davis,

(Discussion ensued.)

Mr. Wason of Nashua demanded the yeas and nays.

On motion of Mr. Nason of Dover, at 1.10 o'clock the House took a recess until 1.55 o'clock.

(After recess.)

Mr. Wason of Nashua withdrew his demand for the yeas and nays.

The question being on the motion of Mr. Davis of Chesterfield,

On a *viva voce* vote the affirmative prevailed.

Mr. Musgrove of Hanover moved that the rules be suspended and the bill read a third time by its title.

On a *viva voce* vote the affirmative prevailed.

Mr. Gale of Greenville called for a division.

(Discussion ensued.)

Mr. Gale withdrew his call for a division.

Mr. Musgrove of Hanover withdrew his motion.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Ahern of Concord offered the following resolution:

Resolved, by the House of Representatives, the Senate concurring, that the present session of the Legislature be brought to a final adjournment on Friday, April 9, at twelve o'clock noon.

On motion of Mr. Ahern of Concord the rules were suspended and the resolution considered at the present time.

The question being on the resolution,

(Discussion ensued.)

Mr. Chellis of Claremont moved that the resolution be laid upon the table.

On a *viva voce* vote the negative prevailed.

Mr. Felker of Rochester called for a division. Division being had, 116 gentlemen voted in the affirmative and 169 gentlemen voted in the negative and the motion did not prevail.

The question being on the resolution,

Mr. Clough of Lebanon moved that the resolution be laid upon the table and made a special order for Wednesday, April 7, at 11.01.

(Discussion ensued as to time.)

Mr. Toothaker of Berlin moved the previous question.

The motion was seconded by Messrs. Roy and Demers of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed and the previous question was ordered.

The question being on the motion of Mr. Clough of Lebanon,

On a *viva voce* vote the motion did not prevail.

Mr. Cutter of Jaffrey called for a division. Division being had, 133 gentlemen voted in the affirmative and 170 gentlemen voted in the negative and the motion did not prevail.

The question being,

Shall the resolution be adopted?

On a *viva voce* vote the affirmative prevailed.

Mr. Cutter of Jaffrey demanded the yeas and nays and the roll was called with the following result:

YEAS, 197.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Currier of Danville, Payne, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Marvin, Kennedy, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Philbrick, Bartlett of Portsmouth, Casey, Hanscom, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Brown of Seabrook, Dining.

STRAFFORD COUNTY.—Seavey, Keenan, Otis, Gray of Dover, Nason, Foss, Wesley, Wood, Snell, Clark of Roch-

ester, Kimball of Rochester, Stevens of Somersworth, Doe, Reed.

BELKNAP COUNTY.—Dow, Dinsmoor, Rand of Laconia, Smith of Laconia, Locke of Laconia.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Weed, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Cressey, Marden of Chichester, Marden of Concord, Blanchard, Danforth, Mason of Concord, Rolfe, Howe of Concord, Elliott of Concord, Thompson, Putnam, Ahern, Gannon, Ford of Danbury, Lapointe, Bartlett of Hill, Lovering, Barnard of Newbury, Baker of Pembroke, Weeks of Pembroke, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Lowe, Dutton, Holt of Francestown, Newman, Clyde, Sayers, Richer, Wyman, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Barnard of Manchester, Wheeler of Manchester, Worthen, Murray, Murphy, Cavanaugh, Hogan, Glynn, Bean, Fuller, Straw, Bickford, Blood, Lagerquist, Nerbonne, Hebert, Bailly of Manchester, Lee, Emerson, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Taggart, O'Toole, Chagnon, McQuesten, Desmarais, McLane, Giles, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Pike, Poole of Jaffrey, Aldrich, Swan, Goodnow of Keene, Huntress, Jones of Keene, Honey, Whitney, Clement, O'Neill, Prentiss, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Cutting, Russell, Huntoon, Barker, Penniman.

GRAFTON COUNTY.—Cheney, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Wallace, Carlton, Sargent, Burt, Hall, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Myron H.)

of Littleton, Elms, Smith of Monroe, Ford of Orange, Maynard, Huckins of Plymouth, Elliott of Rumney.

COOS COUNTY.—Toothaker, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Spaulding, Guernsey, Hebberd, Clook, Lyford, Evans, Jackson, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

NAYS, 106.

ROCKINGHAM COUNTY.—Lang, Rand of Chester, Hepworth, Lane of Hampton, Chase of Londonderry, Torrey, Rand of Sandown, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Wedgwood, Miller of New Durham, Felker, Marcotte, Babb.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Follansbee, Livingston, Preston of New Hampton, Rollins of Tilton.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Rogers, Morrill of Canterbury, Farrand, Hollis, Brown of Concord, Chesley, Lord, Burnham, Chadwick, Morrison, Holt of Franklin, Jenks of Franklin, Head, Boutwell, Shepard, Chase of Northfield, Hill of Pembroke, Lane of Pittsfield, Prince, Snyder.

HILLSBOROUGH COUNTY.—Harvell, Farley, Corey of Brookline, George of Goffstown, Cheever, Gale, Hardy, Tarbell, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Trudel, Wagner of Manchester, Ward 8, Donnelly, Demers, Flaherty, Dickey, Lafond, Goodwin of Mason, Butterfield, Melzer, Walbridge, Lucier, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough.

CHESHIRE COUNTY.—Wilder, Bemis, Locke of Hinsdale, Cutter, George of Keene, Mason of Marlborough, Bullock, Goodnow of Sullivan, Hanna, Brown of Troy, Buffum.

SULLIVAN COUNTY.—Merrill of Claremont, Fry, Foster, Chellis, Johnson, Rawson, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Barney, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Horton of Piermont, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Cole, Feeney, Barron, Gray of Columbia, Farr, Hayes, Noyes.

Mr. Crocker of Rochester was paired with Mr. Jenks of Goffstown; Mr. Belanger of Manchester was paired with Mr. Moreau of Manchester;

and the resolution was adopted.

Mr. Ahern of Concord moved that the vote whereby the House passed the resolution be reconsidered.

The question being on the motion to reconsider,

(Discussion ensued.)

On a *viva voce* vote the motion to reconsider did not prevail.

Mr. Wyman of Manchester asked unanimous consent to be allowed to change his vote on the resolution.

Mr. Ahern of Concord moved that unanimous consent be granted.

On a *viva voce* vote unanimous consent was denied.

Mr. Wyman of Manchester rose to a question of personal privilege and stated that he desired his protest against the adoption of the resolution entered on the journal, and as the reason for his protest stated that he voted yes on the roll call for the sole purpose of moving a reconsideration; that the House should not adjourn or deprive itself of the power not to adjourn until it has fully and adequately considered the important measures pending or suggested for its consideration.

Mr. Emerson of Milford moved that the House proceed with the general order.

On a *viva voce* vote the motion prevailed.

(Mr. Hackett of Portsmouth in the chair.)

Mr. Taggart of Nashua, for the Committee on Roads, Bridges and Canals, to whom was referred Senate Bill No. 40, An act authorizing laying out a highway in Center Harbor, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. French of Moultonborough moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

On a *viva voce* vote the motion prevailed.

Mr. Osgood of Nashua called for a division, but subsequently withdrew his call.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Philbrick of Portsmouth, for the Committee on Roads, Bridges and Canals, to whom was referred the following resolution, The Committee on Roads, Bridges and Canals is hereby requested to enquire into the value of the lands in unincorporated places, the rate and amount of taxes assessed against them and to report to this House whether under full assessment and the average rate of taxation prevailing in the state, the lands in question will not fully keep in good condition the roads above named and to recommend a method of assessment and valuation that shall relieve the state of the present cost to the treasury of maintaining those roads, reported that the subject is a proper one for the consideration of the tax commission and not for this committee; therefore this committee recommends that the matter be referred to the tax commission, when organized.

The report was accepted.

The question being on the recommendation reported by the committee,

(Discussion ensued.)

On motion of Mr. Sanborn of Gilmanton, the resolution was laid upon the table.

Mr. Demers of Manchester, for the Committee on Public Health, reported the following entitled bill, "House Bill No. 620, An act in relation to the adoption and transfer of children," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Worthen of Manchester, for the Committee on Incorporations, reported the following entitled bill, "House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Wyman of Manchester, for the Committee on Judiciary, to whom was referred House Bill No. 121, An act to prevent corrupt practices at primaries and conventions, reported the same in a new draft, with a new title, and with the recommendation that the bill in its new draft with its new title ought to pass.

The report was accepted.

On motion of Mr. Merrill of Claremont, the rules were suspended and the bill in its new draft read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred House Bill No. 92, An act in amendment of the Public Statutes, chapter 55, section 3, with respect to the taxation of aqueducts, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 92, An act in amendment of the Public Statutes, chapter 55, section 3, with respect to the taxation of aqueducts, having considered the same, and being unable to agree with the conclu-

sions of the majority thereof, report the bill in a new draft and with a new title, with the recommendation that the bill in its new draft and with its new title ought to pass.

EDWARD H. WASON.
SIDNEY F. STEVENS.
J. F. LIBBY.
SAMUEL D. FELKER.
LOUIS E. WYMAN.
HENRY N. HURD.
A. J. LUCIER.

Mr. Wason of Nashua moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and printed and made a special order for Tuesday, April 6, at 10.10 o'clock.

On a *viva voce* vote the motion prevailed.

Mr. Foster of Claremont, for the Committee on Education, to whom was referred Senate Bill No. 33, An act in amendment of section 12, chapter 90 of the Public Statutes, relating to the officers of school districts, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

Mr. Merrow of Freedom, for the Committee on Labor, to whom was referred House Bill No. 470, An act to establish a board of arbitration and conciliation, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

We, the undersigned members of the Committee on Labor, to whom was referred House Bill No. 470, An act to establish a board of arbitration and conciliation, being unable to agree with the majority of the committee in their report upon this bill, and having considered the same, report the same with the recommendation that the bill ought to pass.

JOSEPH FOURNIER.
ALEXANDER DEY.

Mr. Cutter of Jaffrey moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Thursday, April 1, at 11.04 o'clock.

Mr. Marden of Concord, for the Committee on Labor, to whom was referred House Bill No. 32, An act repealing chapter 48 of the Session Laws of 1893, being an act establishing a labor bureau, and all amendments thereto, reported the same with the following resolution:

Resolved, That the same be indefinitely postponed.

The report was accepted.

The undersigned, a minority of the Committee on Labor, to whom was referred House Bill No. 32, An act repealing chapter 48 of the Session Laws of 1893, being an act establishing a labor bureau and all amendments thereto, are unable to agree with the majority and having considered the same, report the same with the recommendation that the bill ought to pass.

ARTHUR P. MERROW.
GEORGE LAWRENCE.
ALEXANDER DEY.
F. W. HUNTOON.

Mr. Cutter of Jaffrey moved that the report of the minority be substituted for the report of the majority and with this motion pending that the bill and reports be laid upon the table and made a special order for Thursday, April 1, at 11.01 o'clock.

On a *viva voce* vote the affirmative prevailed.

(The Speaker in the chair.)

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 284, An act in amendment to the charter of the city of Nashua, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the special committee consisting of the Nashua delegation, to whom was referred House Bill No. 284, An act in amendment to the charter of the city of Nashua, having considered the same and being unable to agree with the findings of a majority thereof, report the same with the following amendment and with the recommendation that the bill as amended ought to pass:

Strike out all after the enacting clause and insert in place thereof the following:

"SECTION 1. That so much of Ward Seven as lies north of the center line of East Hollis Street and east of Main Street be and hereby is added to Ward Four, so that the boundaries of said Ward Four shall be as follows: Beginning at the Nashua river on Main Street; thence southerly by the center line of Main Street to the centre line of East Hollis Street; thence easterly by the said center line of East Hollis Street to the intersection of the tracks of the Nashua & Lowell Railroad; thence northerly and westerly by the tracks of the said Nashua & Lowell Railroad to the Nashua river; thence westerly up said river to the place of beginning. All persons now holding office by virtue of the last election residing in said Ward Seven shall hold their respective offices until the expiration of the time for which they were elected.

"SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed and this act shall take effect upon its passage."

J. N. WOODWARD.

Mr. Woodward of Nashua moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Thursday, April 1, at 11.06 o'clock.

On a *viva voce* vote the affirmative prevailed.

Mr. Howe of Concord, for the Committee on Rules, to whom was referred the following: *Resolved*, That the Committee on Rules investigate and report to the House as soon as possible as to methods for securing the attendance of members of the House, reported the following amendment to Rule 23, with the recommendation that the amendment ought to be adopted:

Amend Rule 23 by adding thereto the following:

"If any member, not being sick and unable to attend and not having leave of absence, shall be absent when the yeas and nays are called on Tuesday, Wednesday or Thursday of any week, the Speaker shall instruct the sergeant-at-arms to ascertain the reason for the absence of such member and report the same to the Speaker, and if no good reason is found to exist, the Speaker shall fine such member the sum of five dollars, and unless such fine is paid into the state treasury and a receipt thereof filed with the Speaker, he shall report to the state treasurer before the adjournment of the session that such member has been guilty of not seasonably attending the session of the Legislature and of departing therefrom without license."

The report was accepted.

Mr. Howe of Concord moved that the amendment be adopted.

On a *viva voce* vote the affirmative prevailed.

BILL FORWARDED.

House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms.

Taken from the table and ordered to a third reading.

SPECIAL ORDERS.

Mr. Locke of Hinsdale called for the first special order, House Bill No. 208, An act to repeal chapter 95 of the

Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," and all acts amendatory thereof or supplemental thereto.

The question being on the resolution of the committee that it is inexpedient to legislate,

(Discussion ensued.)

Mr. Preston of New Hampton moved that the bill be referred to the next Legislature.

The question being on the motion of Mr. Preston,

Mr. Locke of Hinsdale demanded the yeas and nays and the roll was called with the following result:

YEAS, 203.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Sanborn of Hampton Falls, Cilley, Marvin, Torrey, Kennedy, Leighton, Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Casey, Hanscom, Clark of Portsmouth, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Brown of Seabrook, Dining, Alexander.

STRAFFORD COUNTY.—Galligan, Keenan, Otis, Gray of Dover, Nason, Foss, Wesley, Felker, Babb, Kimball of Rochester, Stevens of Somersworth, Doe, Kearns, Reed.

BELKNAP COUNTY.—Rollins of Alton, Avery of Laconia, Dow, Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Preston of New Hampton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Avery of Effingham, Merrow, Gray of Jackson, French of Moultonborough, Weed, Bennett, Young.

MERRIMACK COUNTY.—Butler, Cressey, Farrand, Marden of Concord, Blanchard, Hollis, Mason of Concord, Rolfe, Howe of Concord, Thompson, Putnam, Hill of Concord, Ahern, Gannon, Lapointe, Morrison, Holt of Franklin, Jenks of Franklin, Head, Barnard of Newbury, Chase

of Northfield, Osgood of Pittsfield, Prince, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Dutton, Gale, Hardy, Tarbell, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Barnard of Manchester, Trudel, Wheeler of Manchester, Murray, Murphy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Fuller, Straw, Bickford, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Moreau, Nerbonne, Bailly of Manchester, Lee, Flaherty, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Gaffney, Wason, Lucier, Taggart, O'Toole, Collins, McQuesten, Desmarais, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Aldrich, Swan, Goodnow of Keene, Huntress, Hanna, O'Neill, Prentiss, Buffum.

SULLIVAN COUNTY.—Fry, Foster, Johnson, Rawson, Flanders.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Morrill of Bridgewater, Wallace, Carlton, Musgrove, Fitts, Balch, Stevens of Landaff, Clough of Lebanon, Lemieux, Dodge of Lincoln, Hoskins, Maynard, Woodbury.

COOS COUNTY.—Jolbert, Toothaker, Cole, Bouchard, Feeney, Burlingame, Paquet, Barron, Cummings, Drew, Farr, Spaulding, Guernsey, Clook, Hayes, Lyford, Evans.

NAYS, 89.

ROCKINGHAM COUNTY.—Lang, Payne, Hepworth, Corson, Lane of Hampton, Brown of Kensington, Harvey, Holmes, Hill of Plaistow, Carr of South Hampton.

STRAFFORD COUNTY.—Seavey, Wedgwood, Wood, Snell, Miller of New Durham, Clark of Rochester, Marcotte.

BELKNAP COUNTY.—Jones of Gilford, Sanborn of Gilmanton, Rollins of Tilton.

CARROLL COUNTY.—Andrews of Conway, Chase of Hart's Location, Gilman.

MERRIMACK COUNTY.—Morrill of Canterbury, Marden of Chichester, Danforth, Brown of Concord, Elliott of Concord, Chesley, Lord, Chadwick, Boutwell, Shepard, Baker of Pembroke, Snyder.

HILLSBOROUGH COUNTY.—Lowe, Farley, Holt of Francestown, Cheever, Newman, Clyde, Goodwin of Mason, Temple.

CHESHIRE COUNTY.—Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, George of Keene, Jones of Keene, Robertson of Keene, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Brown of Troy, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Chellis, Cutting, Huntoon, Barker, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Avery of Campton, Barney, Hall, Stearns, Messenger, Parker of Lisbon, Richardson (Myron H.) of Littleton, Elms, Dimick, Horton of Piermont, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Nilson, Jackson, Noyes, Kimball of Stratford, Baker of Whitefield.

Mr. George of Goffstown was paired with Mr. Baker of Hillsborough;

and the motion prevailed.

Mr. Merrill of Claremont called for the second special order, Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

The question being on the amendment proposed by the Committee on Judiciary,

(Discussion ensued.)

(Mr. Lucier of Nashua in the chair.)

Mr. Woodbury of Woodstock moved that the amendment be laid upon the table and made a special order for Thursday, April 1, at 11.02 o'clock.

(Discussion ensued as to time.)

On a *viva voce* vote the negative prevailed.

The question being on the amendment,

On a *viva voce* vote the amendment was adopted.

Mr. Woodbury of Woodstock offered the following amendment:

Amend said bill by striking out section 21 and inserting in place thereof the following:

"SECT. 21. This act shall take effect and be in force for the purpose of governing the general election in 1912, and all following elections, *provided,* a majority of the voters of the state that vote at the general election in 1910 shall so declare on the official ballot in such manner as may be designated on said ballot by the secretary of state. If a majority of the voters declare in favor of this act, then all acts and parts of acts inconsistent with the provisions of this act shall be repealed."

The question being on the amendment offered by Mr. Woodbury of Woodstock,

(Discussion ensued.)

Mr. Dunnington (H. E.) of Manchester moved the previous question.

The motion was seconded by Messrs. Stevens of Somersworth and Foster of Claremont.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The question being on the amendment offered by Mr. Woodbury of Woodstock,

On a *viva voce* vote the amendment was not adopted.

Mr. Wason of Nashua moved that the House take a recess for 1 hour and 15 minutes.

Mr. Howe of Concord called for a division.

Division being had, 84 gentlemen voted in the affirmative and 118 gentlemen voted in the negative and the motion did not prevail.

(The Speaker in the chair.)

Mr. Rolfe of Concord offered the following amendment:

Amend section 19, line 6, by adding after the word "representatives" the following, "and their immediate predecessors in office."

The question being on the adoption of the amendment offered by Mr. Rolfe,

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

Mr. Woodbury of Woodstock called for a division.

(Discussion ensued.)

Mr. Goodwin of Mason moved the previous question.

The motion was seconded by Messrs. Boutwell of Hopkinton and Foster of Claremont.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendment offered by Mr. Rolfe of Concord, Mr. Woodbury of Woodstock, having called for a division, withdrew his call.

The question being,

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading.

Mr. Cutter of Jaffrey moved that the rules be suspended and the bill made in order for a third reading by its title and passage at the present time.

The question being on the motion of Mr. Cutter of Jaffrey,

(Discussion ensued.)

Mr. Woodbury of Woodstock called for a division.

Division being had, the vote was declared manifestly in the affirmative.

The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

On motion of Mr. Ahern of Concord, at 6.38 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

On motion of Mr. Dodge of Lincoln, at 6.39 o'clock the House adjourned.

THURSDAY, APRIL 1, 1909.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

LEAVES OF ABSENCE.

The following named gentlemen were granted leaves of absence for the remainder of the week: Mr. Currier of Danville, Mr. Straw of Manchester, Mr. Clark of Rochester, Mr. Lang of Candia, Mr. Sampson of Somersworth, Mr. Rand of Chester, Mr. Corson of Hampstead, Mr. Wheeler of Manchester, Mr. Davis of Warner, Mr. Upton of Hancock, Mr. Wheeler, B. R., of Salem, Mr. Horton of Piermont, Mr. Hanson of Sanbornton, Mr. Weed of Sandwich, Mr. Pratt of Sutton, Mr. Lee of Manchester, Mr. Sargent of Enfield, Mr. Baker of Whitefield, Mr. Parker of Benton, Mr. Burgess of Manchester, Mr. Weeks of Exeter, Mr. Robertson of Keene.

Mr. Gale of Greenville was granted leave of absence for next week on account of important business.

Mr. George of Bartlett was granted leave of absence until April 7 on account of important business.

PETITIONS PRESENTED AND REFERRED.

By Mr. Ladd of Epping, petition of Caroline S. Thompson, president, and Ella T. Pearson, secretary, of the Y. W. C. T. U. of Epping for fifteen members, praying for a repeal of the license law and the strengthening of the prohibitory law.

Presented and referred to the Committee on Liquor Laws.

By Mr. Goodnow of Keene, petition of Ira J. Prouty and sixty others, residents of Cheshire County, praying for the enactment of the Three Trunk Line highway bill.

Presented and referred to the Committee on Public Improvements.

MESSAGE FROM THE GOVERNOR.

The following message from His Excellency the Governor was laid before the House by the Honorable Secretary of State:

STATE OF NEW HAMPSHIRE.
EXECUTIVE COUNCIL CHAMBER,
CONCORD, March 31, 1909.

To the House of Representatives:

Herewith I return without my signature House Bill No. 195, entitled "An act in amendment of chapter 78 of the Laws of 1897, entitled 'An act in amendment of the Public Statutes relating to the manner of conducting caucuses and elections.' "

The first section of the bill, providing penalties for changing or altering a ballot after it has been legally cast, would, I believe, remedy a defect in the present statutes.

My objection to the bill is on account of section 2, which I understand proposes to substitute for the existing provision that a cross in a circle at the head of a party ticket votes all names of candidates printed in the column beneath such circle, not erased, the following:

"In case a voter desires to vote for a candidate whose name is not printed under the circle in which he has marked, he may vote for the candidate of his choice by marking a cross in the square opposite the name of such candidate, or by writing in the name of the person for whom he desires to vote in the right-hand column prepared for the purpose. In such case the vote so marked in the square, or so inserted in the right-hand column, shall be counted and such ballot shall not be counted for the candidate for the same office whose name is printed under the circle in which he has placed the cross."

I will illustrate my understanding of the proposed change by the following cases:

In the case of county commissioners, with three candidates to be voted for, if a cross was marked in the circle at the head of the Democratic column and neither of the three names printed therein was erased, and a cross was placed in the square after the name of one of the Republican candidates for county commissioner, the vote for the Republican would be the only one that could be counted, for it would be impossible to determine which two of the three Democratic candidates had been voted for.

In a city ward entitled to choose eight representatives, a cross marked in a circle would vote for no one of the eight names not erased in the column beneath it if a cross had been marked in a square after the name of a single candidate for representative elsewhere on the ticket, and votes for seven would be sacrificed in an attempt to save one vote.

The same application might be made in the case of any office to which two or more persons are to be elected, and I deem the objections to the proposed change to be so serious that I cannot give the bill my approval.

HENRY B. QUINBY,
Governor.

On motion of Mr. Wallace of Canaan, the message was laid upon the table.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolution:

House Bill No. 596, An act in amendment of an act entitled the prevention and removal of nuisances.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to penalty for violation of said law.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 278, An act to revise the charter of the city of Concord.

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Joint Resolution No. 77, Joint resolution in favor of the Basin bridge, so called, in Tuftonborough, and opening the channel under said bridge.

House Bill No. 448, to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, That it is the sense of the Legislature that the future development and prosperity of the state demands that charters for the development of water power in the state should in the future be so drawn as to conserve for use within the state all possible benefit from our great natural advantage in this direction.

The message further announced that the Senate refused

to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives:

House Bill No. 429, An act in amendment of subdivision 5 of section 7 of chapter 55 of the Public Statutes of New Hampshire, relating to the taxation of money on hand or at interest.

House Bill No. 521, An act to provide for sanitary inspections.

House Bill No. 543, An act for the assessment and collection of poll taxes.

The message further announced that the Senate concurred with the House of Representatives in its amendments to the following entitled bills:

Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation.

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes, relating to the sale of drugs and medicines.

Amend section 3 of the bill by striking out the words "Every registered pharmacist who desires to continue the business of an apothecary and druggist shall biennially after January 1, 1910, pay to the secretary of said board between January 1 and April 1 a registration fee of one dollar, for which he shall receive a certificate of renewal of said registration," in lines 6, 7, 8, 9 and 10, and also in

lines 22, 23, 24, 25 and 26, and substitute the following: "Every registered pharmacist who desires to continue the business of apothecary and druggist shall, on January 1, 1910, and biennially thereafter, re-register," so that said section as amended shall read:

"SECT. 3. That section 10 of chapter 135 of the Public Statutes be amended by inserting after the word 'prescription' and before the word 'without' in the fourth line thereof the following words, to wit: 'or shall expose for sale any drugs, medicines or chemicals.' Also by adding at the end of said section the following words, to wit: 'Every registered pharmacist who desires to continue the business of apothecary and druggist shall, on January 1, 1910, and biennially thereafter, re-register. For failure to re-register or incompetency from any cause the commission may suspend a certificate of registration until the cause is removed,' so that said section shall read as follows:

"SECT. 10. If any person shall engage in the business of retailing and vending, directly or indirectly, drugs, medicines and chemicals, and in dispensing medicines and compounding physicians' prescriptions, or shall expose for sale any drugs, medicines, or chemicals, without being registered as provided by this chapter, or any law heretofore in force, he shall be punished by a fine not exceeding fifty dollars for each week he shall continue the business without being so registered. Every registered pharmacist who desires to continue the business of apothecary and druggist shall, on January 1, 1910, and biennially thereafter, re-register. For failure to re-register or incompetency as a pharmacist from any cause the commission may suspend a certificate of registration until the cause is removed."

On motion of Mr. Dunnington (H. E.) of Manchester, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

(Mr. Nason of Dover in the chair.)

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

Amend section 1 by inserting at the end of line 33 and also at the end of line 101 the following words: "The provisions of subdivision 3 of this section shall not apply to any pharmacist duly registered in this state who has resided for ten years next prior to the filing of his application in a town or city adjoining the town or city within which he applies for a license of the fifth class and within which he then holds a license of the fifth class."

On motion of Mr. Emerson of Milford, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

Amend section 2 by striking out the last sentence commencing with the words "This shall not apply," and insert in place thereof the following: "*Provided, however,* that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists, upon physicians' prescriptions, provided the prescription is retained and kept on

file as authority for the sale,'' so that said section as amended shall read:

''SECT. 2. It shall be unlawful for any person, firm or corporation to sell, exchange, deliver, expose for sale, give away or have in his possession or custody with intent to sell, exchange, deliver, or give away, in any street, way, square, park or other public place, or in any hotel, restaurant, liquor saloon, bar-room, public hall, place of amusement, or public building, any cocaine or any of its salts, or any synthetic substitute for the aforesaid, or any preparation containing any of the same, *provided, however,* that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists upon physicians' prescriptions, provided the prescription is retained and kept on file as authority for the sale.''

Mr. Rawson of Newport moved that the House concur in the amendment sent down from the Honorable Senate.

Mr. Dunnington (H. E.) of Manchester moved that the bill with the amendment be laid upon the table and made a special order for Friday, April 2, at 11.05 o'clock.

On a *viva voce* vote the motion did not prevail.

Mr. Dunnington called for a division.

(Discussion ensued.)

Mr. Dunnington withdrew his call for a division and asked for another *viva voce* vote.

Another *viva voce* vote being taken, the motion prevailed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 576, An act to prohibit carrying concealed weapons.

Amend section 2 by inserting after the word ''hunting'' in the fourth line thereof the words, ''to employees of

express companies while on duty, to watchmen while on duty,'' so that said section as amended shall read:

''SECT. 2. The provisions of the preceding section shall not apply to officers of the law, to members of military forces, to persons holding hunters' licenses, when lawfully engaged in hunting, to employees of express companies while on duty, to watchmen while on duty, or to persons securing a license as provided in the next section.''

On motion of Mr. Emerson of Milford, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

House Bill No. 444, An act relative to sentences to the state prison.

Amend section 7 of the bill by striking out the first six lines thereof, so that said section as amended shall read:

''SECT. 7. The county solicitors, the sheriffs and their deputies, and the police departments of the several cities shall, upon the request of the parole officer, furnish to the latter such information as they may possess relative to the conduct of paroled convicts and such reasonable assistance as he may require in his investigations.''

On motion of Mr. Ahern of Concord, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled ''An act in relation to fire escapes on certain buildings.''

Amend section 1 by inserting at the end of the last line but one of the section the words ''or other means of exit,'' so that said section as amended shall read:

''SECTION 1. Amend section 1 of chapter 137 of the Session Laws of 1907 by striking out all of said section

and inserting in place thereof the following: 'Section 1. No building three or more stories in height, any part of which is used or occupied above the second story as a hotel, transient lodging house, schoolhouse, orphan asylum, theater, hall for public assembly or factory, shall be let, leased or occupied for such purposes unless provided with a steel or wrought iron ladder or stairway fire escape attached to the outer wall and with platforms of like material of such size, shape and nearness to one or more windows of each story above the first or ground floor as to render access thereto easy and safe. If said building be of a length greater than one hundred and fifty feet, it shall be provided with one additional such fire escape for every additional one hundred and fifty feet or fractional part thereof, provided that any other metal fire escape may be so attached if approved by the building inspector, chief of the fire department or board of selectmen. The provisions of this section shall not apply to any such building which shall be adequately equipped with fireproof stairways or other means of exit duly approved by said officers.' ''

Mr. Hurd of Manchester moved that the House concur in the amendment sent down from the Honorable Senate.

Mr. Gale of Greenville moved that the House non-concur in the amendment and ask for a committee of conference.

Mr. Hurd of Manchester withdrew his motion.

The question being on the motion of Mr. Gale of Greenville,

On a *viva voce* vote the motion prevailed.

(The Speaker in the chair.)

The message further announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the county of Grafton, and to abolish the judicial districts now existing in said county.

The bill was read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 42, An act to insure the purity of drinking water in public houses.

The bill was read a first and second time and referred to the Committee on Public Health.

Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement.

The bill was read a first and second time and referred to the Committee on Revision of the Statutes.

Mr. Toothaker of Berlin offered the following resolution:

That Friday of this week be made a full working day; that all members be urged to so govern themselves as to expedite business; that remarks from the floor be limited to ten minutes on the part of any one member; that the general debate on any subject be limited to one hour; and that no motion for reconsideration be entertained unless seconded by two members, *provided, however,* that the above limitations as to time may be suspended by a majority vote of the house.

The question being on the resolution,

(Discussion ensued.)

Mr. Musgrove of Hanover moved the previous question.

The motion was seconded by Messrs. Cross of Concord and Clough of Lebanon.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed and the previous question was ordered.

The question being on the resolution offered by Mr. Toothaker of Berlin,

On a *viva voce* vote the resolution was adopted.

Mr. Woodbury of Woodstock offered the following resolution:

Resolved, That all committees are hereby requested to file

reports on all bills before them not later than Friday morning, April 2, 1909.

The question being on the resolution,

(Discussion ensued.)

Mr. Ahern of Concord moved to amend the resolution by striking out the words and figure "Friday, April 2," and inserting the words and figure "Tuesday, April 6,."

On a *viva voce* vote the amendment was adopted.

The question being on the resolution as amended,

On a *viva voce* vote the resolution was adopted.

Mr. Wyman of Manchester offered the following resolution:

Resolved, That the House resolve itself into a committee of the whole to consider the matter of the taxation of all public service corporations on a full and equitable valuation of their property and estate, with a view to reporting to the House a bill that will insure that result.

The question being on the resolution,

Mr. Howe of Concord raised the point of order that the gentleman should first ask for a suspension of the rules to allow the House to resolve itself into a committee of the whole.

The Speaker ruled the point of order well taken.

Mr. Wyman of Manchester offered the following resolution:

Resolved, That the rules of the House be so far suspended that this House may at this time resolve itself into a committee of the whole to consider the subject-matter of the taxation of all public service companies on a full and equitable valuation of their property and estate with a view to reporting to the House a bill that will insure that result.

The question being on the resolution offered by Mr. Wyman,

(Discussion ensued.)

Mr. Howe of Concord raised the point of order that the resolution to go into committee of the whole cannot be entertained, as no bill is before the House for action.

The Speaker ruled the point of order not well taken.

The question being on the resolution offered by Mr. Wyman of Manchester,

(Discussion ensued.)

Mr. Clyde of Hudson raised the point of order that a motion to suspend the rules was not debatable.

The Speaker ruled the point of order not well taken.

The question being on the resolution offered by Mr. Wyman of Manchester,

(Discussion ensued.)

Mr. Clough of Lebanon raised the point of order that the gentleman speaking was financially interested, being a director in a certain railroad.

The Speaker ruled the point of order not well taken.

Mr. Ahern of Concord moved that the resolution be laid upon the table.

On a *viva voce* vote the motion did not prevail.

The question being on the resolution offered by Mr. Wyman of Manchester,

(Discussion ensued.)

Mr. Wyman raised the point of order that the gentleman speaking was not speaking on the question.

The speaker ruled the point of order not well taken, as others had spoken along the same lines.

Mr. Boutwell of Hopkinton moved the previous question.

The motion was seconded by Messrs. Cole of Berlin and Brown of Troy.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

The question being on the resolution offered by Mr. Wyman of Manchester,

Mr. Clough of Manchester raised the point of order that it did not require a two-thirds vote of the House to resolve itself into a committee of the whole.

The Speaker ruled the point of order not well taken.

Mr. Clough stated that he desired to appeal from the ruling of the Speaker.

The question being,

Shall the decision of the Speaker be sustained?

Mr. Clough of Manchester withdrew his point of order and appeal.

The question being on the resolution offered by Mr. Wyman of Manchester,

On a *viva voce* vote the resolution was adopted and the House resolved itself into a committee of the whole for the consideration of the above resolution.

COMMITTEE OF THE WHOLE.

Mr. Emerson of Milford was appointed by the Speaker as chairman of the committee.

On motion of Mr. Hurd of Manchester, the committee rose.

HOUSE.

The committee, having risen, submitted the following report: The committee of the whole having had under consideration "An act relating to the taxation of public service companies," having considered the same report the same without recommendation.

The report was accepted.

On motion of Mr. Cole of Berlin the rules were suspended and the bill read a first time by its title. The bill was then read a second time and laid upon the table to be printed.

Mr. Joyal of Manchester gave notice that on tomorrow or some subsequent day he should move that the vote of the House, whereby it concurred in the amendment to House

Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor, be reconsidered.

TAKEN FROM THE TABLE.

On motion of Mr. Emerson of Milford, the message from His Excellency the Governor was taken from the table.

The question being,

Shall the bill pass notwithstanding the veto of His Excellency the Governor?

On motion of Mr. Nason of Dover at 1.05 o'clock the House took a recess until 1.55 o'clock.

(After recess.)

The following gentlemen were granted leave of absence for the remainder of the week, on motion of Mr. Emerson of Milford.

Mr. Haskell of Claremont, Mr. Seavey of Barrington, Mr. Durgin of Andover, Mr. Hill of Plaistow, Mr. Hebert of Manchester, Mr. Beaudoin of Rochester, Mr. Sampson of Somersworth, Mr. Young of Wolfeboro, Mr. Gray of Jackson, Mr. Falvey of Henniker, Mr. Murphy of Manchester, Mr. Sayers of Manchester, Mr. Gastonguay of Somersworth, Mr. Merrill of Claremont, Mr. Brown of Seabrook.

The message of His Excellency, the Governor, was then taken up for action.

The question being,

Shall the bill pass, notwithstanding the veto of His Excellency, the Governor?

The roll was called as prescribed by the constitution.

Two hundred and ninety-three gentlemen voted in the negative as follows:

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Clark of Deerfield, Payne,

Hepworth, French of East Kingston, Ladd, Perkins, Stevenson, Weeks of Exeter, Cook, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Marvin, Torrey, Kennedy, Harvey, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Casey, Hanscom, Clark of Portsmouth, Poore, Sawyer, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Cushman, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Foss, Wedgwood, Wood, Snell, Clark of Rochester, Crocker, Marcotte, Babb, Kimball of Rochester, Stevens of Somersworth, Sampson, Kearns, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Andrews of Conway, Chase of Hart's Location, Merrow of Freedom, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Bennett, Young.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Butler, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Burnham, Chadwick, Lapointe, Morrison, Holt of Franklin, Jenks of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Lovering, Shepard, Chase of Northfield, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Prince, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Baker of

Hillsborough, Newman, Hardy, Clyde, Tarbell, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Worthen, Murray, Healy, Cavanaugh, Hogan, Glynn, Reagan, Dunnington of Manchester, Ward 6, Fuller, Bickford, Blood, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Kellogg, Moreau, Nerbonne, Bailly of Manchester, Flaherty, Lafond, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Woodward, Gaffney, Wason, Taggart, O'Toole, McQuesten, Soucy, Desmarais, Delacombe, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Wilder, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Huntress, Jones of Keene, Robertson of Keene, Honey, Whitney, Goodnow of Sullivan, Clement, Brown of Troy, Prentiss, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fry, Foster, Haskell, Chellis, Cutting, Huntoon, Johnson, Rawson, Barker, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Gordon, Morrill of Bridgewater, Avery of Campton, Wallace, Carlton, Burt, Barney, Hall, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Myron H.) of Littleton, Elms, Smith of Monroe, Horton of Orford, Maynard, Huckins of Plymouth, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth.

Coos COUNTY.—Toothaker, Cole, Bouchard, Paquet, Barron, Cummings, Drew, Grey of Columbia, Farr, Spaulding,

Hebberd, Clook, Hayes, Lyford, Evans, Jackson, Noyes, Kimball of Stratford, Smith of Whitefield.

Mr. Miller of New Durham was paired with Mr. Wood of Farmington; Mr. Galligan of Dover was paired with Mr. Wesley of Dover; Mr. Anderson of Exeter was paired with Mr. Poole of Conway; Mr. Shackford of Conway was paired with Mr. Avery of Effingham; Mr. Gilman of Madison was paired with Mr. Mason of Marlborough; Mr. Bean of Manchester was paired with Mr. Dickey of Manchester; Mr. Swan of Keene was paired with Mr. Hanna of Swanzey; Mr. O'Neill of Walpole was paired with Mr. Guernsey of Lancaster; Mr. Parker of Benton was paired with Mr. Baker of Hillsborough;

and the necessary two-thirds under the constitution not voting in the affirmative, the bill failed to pass.

COMMITTEE REPORTS.

Mr. Spaulding of Lancaster, for the Committee on Appropriations, to whom was referred House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state," and in amendment of chapter 139, Laws of 1907, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amendment No. 1.—Strike out the words "and for the permanent improvement of the state roads connecting the northerly termini of said trunk lines" where they occur in section 1 of the bill under section 10 at the latter part of said section.

Amendment No. 2.—Amend section 3 by striking out in lines 7, 8 and 9 the following words: "to the state road at the town boundary between the towns of Bartlett and Hart's Location, and shall be known as the Crawford Notch Road," and insert in place thereof the following: "to and

through Pinkham Notch, thence through Dixville Notch to Colebrook, and shall be known as the East Side Road." Strike out all of the division numbered as section 14 after the word "Fitzwilliam" in the 16th line of section 3 and insert in place thereof the following: "along the valleys of the Connecticut and Ammonoosuc to the terminus of the East Side Road at Colebrook; and shall be known as the West Side Road," so that division numbered section 14 shall read as follows: SECT. 14. The governor and council shall forthwith designate for improvement by suitable description three continuous highways from the Massachusetts state line northerly. The first route so designated shall extend from the Massachusetts state line at Seabrook to and through Pinkham Notch, thence through Dixville Notch to Colebrook, and shall be known as the East Side Road. The second route so designated shall extend from the Massachusetts state line at Nashua over the road designated by the governor and council under chapter 139, Laws of 1907, and continue beyond the said route to the town boundary between the town of Woodstock and Lincoln, and shall be known as the Merrimack Valley Road. The third route so designated shall extend from the Massachusetts state line at Fitzwilliam along the valleys of the Connecticut and Ammonoosuc to the terminus of the East Side Road at Colebrook, and shall be known as the West Side Road.

Amendment No. 3.—Strike out all of division numbered section 19 in section 3 of the bill and insert in place thereof the following: SECT. 19. The roads designated under sections 14 and 15 of this act shall be maintained by the city, town or place within which it is located at the expense of the city, town or place, and to the satisfaction of the governor and council, and in case any city, town or place shall neglect to make repairs ordered by the governor and council, such repairs shall be made under the direction of the governor and council at the expense of the state, and the cost thereof shall be added to the state tax for that

city, town or place for the next year, except that assistance may be rendered by the governor and council to such towns or places as are in their opinion equitably entitled thereto, from any funds provided for such purpose by this act.

Amendment No. 4.—Amend the bill by renumbering the section numbers in each division by adding one to No. 13 and to each succeeding section number.

The report was accepted, the amendments adopted and the bill laid upon the table to be printed.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 66, An act amending section 15 of chapter 95 of the Laws of 1903, as amended by section 9 of chapter 49 of the Laws of 1905, relating to the sale of liquor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered in part by committee bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 67, An act amending section 27 of chapter 95 of the Laws of 1903, as amended by section 16 of chapter 49 of the Laws of 1905, relating to the sale of liquor, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter having been covered in part by committee bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 130, An act for the better protection of no-license cities and towns against the illegal sale of liquor therein, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate because the subject-matter is covered by other bills which have already passed this House.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 132, An act in amendment of section 15, chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 137, An act in amendment of section 22 of chapter 112 of the Public Statutes, and for the better protection of no-license cities and towns, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the same matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 275, An act in amendment of subdivision 9, section 8, Laws of 1903 as amended by section 5, chapter 49, Laws of 1905, entitled "An act to regulate the traffic in intoxicating liquor," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 276, An act in amendment of sub-division 4, section 8, chapter 95, Laws of 1903, relating to the issuing of licenses to certain persons, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 450, An act in amendment of section 8 of chapter 95 of the Session Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor," as amended by chapter 49 of the Session Laws of 1905, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by the committee bill.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 451, An act in amendment of chapter 112 of the Public Statutes, relating to the sale of intoxicating liquor, providing for the sale by druggists for medical and sacramental purposes only, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Dodge of Lincoln, for the Committee on Liquor Laws, to whom was referred House Bill No. 453, An act to amend chapter 112 of the Public Statutes, relating to the sale of spirituous and intoxicating liquors, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of the Second Regiment and hospital corps of New Hampshire National Guard, who participated in joint manœuvers

at Pine Camp, N. Y., June 26 to July 5, 1908, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

On motion of Mr. Cole of Berlin, the rules were suspended and the joint resolution made in order for a third reading and passage at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in defending their right to seats in this House, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 85, Joint resolution for designated highways, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Richardson (M. H.) of Littleton for the Committee on Appropriations, to whom was referred House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the industrial school, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 4, Joint resolution in favor of the industrial school,

reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Swan of Keene, for the Committee on Appropriations, reported the following joint resolution, "House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children," with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1905, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire,' " reported the same with the recommendation that the bill ought to pass.

The report was accepted.

Mr. Pike of Hinsdale offered the following amendment:

Amend section 1 of said act by inserting after the word "purposes" in the 26th line of said section the following words:

"*And provided further* that in fixing damages for the taking of the right to maintain or flow water to any particular point or level upon or against the land of any person or corporation, the liability that flowing or maintaining the water to said point or level upon or against said land will cause the land to break off or wash away or will cause the water in times of rain or freshet to flood said land above said level or otherwise injure such land by such flooding shall not be taken into consideration unless the owner of said land shall have filed in the proceedings a petition to have such liability considered; and in any case where such further or additional damage shall be done by reason of the exercise of the privileges granted by this

section, and for which the landowner shall not have received compensation in prior proceedings, the owner whose land is thus damaged may file a petition in the Superior Court for the recovery of such damages and the same proceedings shall be had in the assessment of damages and in the addition of fifty percent thereto as in the original proceedings; and in any proceedings brought under this section costs shall be allowed to either party in the discretion of the court except that they shall be allowed to the landowner in every case unless the corporation, before the beginning of said action, shall have tendered to him an amount at least equal to the amount of the verdict or award recovered, but no such tender shall be admitted in evidence at any hearing to assess the damages on account of which such tender was made."

On a *viva voce* vote the amendment was adopted.

Mr. Sanborn of Gilmanton, offered the following amendment:

Amend by adding to the last section No. 8 the following words: "But shall not sell more than one half the power produced to be conducted beyond the limits of the state."

The question being on the amendment offered by Mr. Sanborn of Gilmanton,

(Discussion ensued.)

Mr. Emerson of Milford moved that the amendment be indefinitely postponed.

Mr. Sanborn of Gilmanton withdrew his amendment.

On motion of Mr. Locke of Hinsdale, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Ladd of Epping, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School

for Feeble-Minded Children, reported the same in a new draft with the recommendation that the joint resolution in its new draft ought to pass.

The report was accepted, the joint resolution in its new draft read a first and second time and laid upon the table to be printed.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 461, An act to regulate the hours of labor of telegraph and telephone operators on railroads, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Merrill of Claremont, for the Committee on Judiciary, to whom was referred House Bill No. 188, An act in amendment of section 1 of the Session Laws of 1897, providing for the election of railroad commissioners, members of the board of equalization, and the nomination of candidates for the United States Senate, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Fisk of Charlestown, for the Committee on Normal School, to whom was referred House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School, reported the same in a new draft with the

recommendation that the joint resolution in its new draft ought to pass.

The report was accepted, the joint resolution in its new draft read a first and second time and laid upon the table to be printed.

Mr. Stevens of Somersworth, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the School District of Wakefield, holden on the ninth day of March, 1909," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Weeks of Exeter, for the Committee on Normal School, to whom was referred House Bill No. 54, An act to establish a normal school, to appropriate money for the same and to provide for its maintenance, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Kellogg of Manchester, for the Committee on Normal School, to whom was referred House Bill No. 178, An act to establish a normal school at Keene, in the county of Cheshire, and to raise and appropriate money for the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Hurd of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 624, An act to exempt the Elliot Hospital of the city of

Manchester from taxation,'' with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Dodge of Lincoln, for the Committee on Ways and Means, to whom was referred House Bill No. 10, An act entitled ''An act to repeal chapter 95 of the Laws of 1907,'' reported the same with the recommendation that the bill be referred to the next Legislature.

The report was accepted.

The undersigned, a minority of the Committee on Ways and Means, to whom was referred House Bill No. 10, An act to repeal chapter 95 of the Laws of 1907, having considered the same, report that they are unable to agree with the findings of the majority of the committee, and recommend its passage.

GEORGE W. BEMIS.
STILLMAN H. BAKER.
F. A. RAWSON.
CHARLES F. LOCKE.
W. H. KIMBALL.

Mr. Clyde of Hudson moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Tuesday, April 6, at 11.06 o'clock.

On a *viva voce* vote the affirmative prevailed.

Mr. Hill of Concord, for the Committee on Ways and Means, to whom was referred House Bill No. 19, An act imposing a tax on legacies and successions, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported.

The report was accepted and the resolution of the committee adopted.

Mr. Hill of Concord, for the Committee on Ways and

Means, to whom was referred House Bill No. 9, An act entitled "An act to repeal sections 11 and 12, chapter 55 of the Public Statutes, relating to exemptions," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Kimball of Rochester, for the Committee on Ways and Means, to whom was referred House Bill No. 3, An act entitled "An act in relation to county taxes," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Emerson of Milford, for the Committee on Public Improvements, to whom was referred House Joint Resolution No. 63, An act to assist the town of Plainfield in building a bridge across the Connecticut river, reported the same with the following resolution:

Resolved, That the bill be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Harvell of Amherst, for the Committee on Agricultural College, reported the following entitled bill , "House Bill No. 625, An act providing for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Stearns of Lebanon, for the Committee on Agricultural College, reported the following joint resolution, "House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts authorizing the acceptance by the state of federal appropriations made under the terms of the 'Adams

act,' " with the recommendation that the joint resolution ought to pass.

The report was accepted, the joint resolution read a first and second time and laid upon the table to be printed.

(Mr. Wason of Nashua in the chair.)

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 591, An act to legalize the annual meeting of the town of Gilsum held March 9, 1909.

House Bill No. 584, An act in amendment of chapter 38, Session Laws of 1905, as amended by the Session Laws of 1907, requiring non-residents to procure a license to hunt.

House Bill No. 160, An act in relation to the salary of the register of probate of Coös County.

House Bill No. 529, An act in amendment of section 7 of chapter 116 of the Public Statutes, relating to the doors of public buildings.

House Bill No. 366, An act to amend chapter 287 of the Public Statutes relating to transfers of cases from the Superior Court to the Supreme Court.

House Bill No. 222, An act enabling certain school districts to make contracts with certain high schools or academies out of the state for furnishing instruction to pupils of high school grade.

House Bill No. 318, An act in amendment of the charter of the city of Manchester, establishing the office of overseer of the poor, in place of the overseers of the poor provided under the charter and laws of the state.

House Bill No. 535, An act to incorporate the Knights of King Solomon.

House Bill No. 348, An act in amendment of chapter 114 of the Laws of 1901 relating to investment of savings banks.

Senate Bill No. 24, An act in relation to mileage books.

House Bill No. 386, An act in amendment of chapter 11, section 1 of the Laws of 1899, making the first day of January a legal holiday.

House Bill No. 581, An act in amendment to chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquor in no-license territory."

House Bill No. 593, An act to exempt from taxation the property of the Carrie F. Wright Hospital, located at Newport.

House Joint Resolution No. 52, Joint resolution providing for a screen at the outlet of Forest lake, in the town of Winchester.

House Bill No. 595, An act to exempt the Manchester City Missionary Society of the city of Manchester from taxation.

House Bill No. 586, An act in amendment of section 20, chapter 286 of the Public Statutes, relating to the salaries and compensation of certain officers.

House Bill No. 590, An act to exempt from taxation the property of the Newport Charitable Association.

House Bill No. 416, An act in amendment of "'An act to incorporate the North Conway & Mount Kearsarge Railroad," passed June Session, 1883, and all subsequent acts relating to the same.

House Bill No. 589, An act to incorporate the Littleton Realty Corporation.

Senate Bill No. 27, An act in amendment of chapter 98 of the Laws of 1901, relating to the protection and preservation of shade trees.

House Bill No. 563, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to the open season on deer.

House Bill No. 585, An act in amendment of section 19, chapter 286 of the Public Statutes, relating to the salary of the treasurer of Hillsborough County.

House Bill No. 496, An act authorizing the payment by savings banks of deposits made in two names.

House Bill No. 556, An act authorizing the city of Manchester to appropriate a sum not exceeding two thousand dollars to celebrate the one hundredth anniversary of the incorporation of the town of Manchester.

House Bill No. 558, An act to amend section 1, chapter 36, Session Laws of 1901, relating to fish and game.

House Bill No. 575, An act to authorize towns to make by-laws respecting the use of motor boats.

House Joint Resolution No. 37, Joint resolution providing funds for the suppression of the gypsy and brown-tail moths.

House Bill No. 38, An act in amendment of section 22 of chapter 40 of the Laws of 1905, as amended by chapter 138 of the Laws of 1907, relating to the collection of the tax on collateral legacies and successions.

House Bill No. 195, An act in amendment of chapter 78 of the Laws of 1897, entitled "An act in amendment of the Public Statutes, relating to the manner of conducting caucuses and elections."

House Bill No. 39, An act to incorporate the Woodstock & Thornton Gore Railroad.

House Bill No. 71, An act in amendment of sections 6, 8 and 9 of chapter 57, Public Statutes, relating to the annual invoice of polls and taxable property.

Senate Bill No. 28, An act authorizing the trustees of the New Hampshire State Hospital to purchase a burial lot, and to provide for the burial therein of deceased dependent insane inmates of the hospital.

Senate Bill No. 11, An act to amend section 2 of chapter 93 of the Public Statutes, relating to scholars.

House Bill No. 45, An act to sever certain territory from the town of Lisbon and to annex the same to the town of Franconia.

House Bill No. 597, An act to legalize proceedings of

towns for year 1909, appropriating money for school purposes.

House Bill No. 547, An act to provide for the enlargement, remodeling, heating and furnishing of the state house.

House Bill No. 144, An act to revise and amend chapter 59 of the Laws of 1895, relating to the militia.

House Bill No. 89, An act to establish water works in New Hampton Village Fire Precinct, in the town of New Hampton.

House Bill No. 183, An act to enable the Union School District of the city of Keene to take the Coolidge lot in said Keene for school purposes.

The report was accepted.

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 408, An act for the protection of mill operatives, school children and pedestrians crossing Taylor's Falls bridge in the winter season, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 148, An act changing the time of holding municipal elections in the city of Nashua, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Lucier of Nashua, for the special committee consisting of the delegation from the city of Nashua, to whom was referred House Bill No. 414, An act abolishing the common council of the city of Nashua and changing the date of the city election, reported the same in a new draft

with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The first reading of the bill in its new draft having commenced, on motion of Mr. Osgood of Nashua, the rules were suspended, the further reading of the bill dispensed with and the bill read a first time by its title. The bill was then read a second time.

On motion of Mr. Osgood of Nashua the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading.

On motion of the same gentleman the rules were further suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Emerson of Milford offered the following resolution:

Resolved, That it is the sense of this House that evening sessions should be held beginning with Tuesday, April 6, in case the regular orders of the day are not otherwise completed.

BILLS AND JOINT RESOLUTIONS FORWARDED.

House Bill No. 109, An act in amendment of and addition to section 18 of chapter 127 of the Public Statutes, as amended in 1901 and 1903, relating to the percentage of fat in milk.

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 606, An act for the punishment of carelessness by hunters.

Severally taken from the table and ordered to a third reading.

House Bill No. 609, An act to prevent trespass on improved lands.

Taken from the table.

On motion of Mr. Rollins of Alton the bill was laid upon the table and made a special order for Tuesday, April 6, at 11.07 o'clock.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes relating to tax exemption.

House Bill No. 617, An act to amend section 7 of chapter 169 of the Public Statutes and to repeal chapter 89 of the Laws of 1907, relating to insurance agents.

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company."

House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children.

Severally taken from the table and ordered to a third reading.

House Bill No. 610, An act to amend an act passed at the January Session, 1903, entitled "An act in amendment of the charter of the city of Berlin."

Taken from the table.

On motion of Mr. Emerson of Milford, laid upon the table and made a special order for Tuesday, April 6, at 11.08 o'clock.

House Bill No. 608, An act in amendment of and in addition to chapter 60 of the Laws of 1901, relating to the destruction of sheep by dogs.

Taken from the table.

Mr. Hollis of Concord offered the following amendment:

Amend by adding after the word "shall" in section 1 the word "knowingly."

The question being on the amendment offered by Mr. Hollis of Concord,

(Discussion ensued.)

On motion of Mr. Prentiss of Walpole, the bill with the pending amendment was laid upon the table and made a special order for Tuesday, April 6, at 11.09 o'clock.

House Bill No. 611, An act to provide for the appointment of probation officers in certain cases.

Taken from the table and ordered to a third reading.

UNFINISHED BUSINESS.

Mr. Clough of Manchester called for the unfinished business, House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

The question being,

Shall the bill pass?

(Discussion ensued.)

On motion of Mr. Felker of Rochester, the bill was put back on its second reading.

Mr. Felker of Rochester offered the following amendment:

Amend the bill by adding after the word "appropriated" the following, "upon condition that the towns of Brentwood and Epping appropriate a like amount."

On a *viva voce* vote the amendment was adopted and the joint resolution ordered to a third reading.

On motion of Mr. Ahern of Concord, the rules were suspended and the joint resolution made in order for a third reading and passage at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bill, sent up from the House of Representatives:

House Bill No. 326, An act to require street railway companies to sprinkle streets.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill:

House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909.

The message also announced that the Senate refused to concur with the House of Representatives in its amendments to the following entitled bill, "Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary," and has adopted the following resolution:

Resolved, That a committee of three members on the part of the Senate be appointed by the President to confer with a like committee on the part of the House in relation to the bill and its amendments.

The President has appointed as members of such committee on the part of the Senate, Senators Turner, Hurd and Bass.

On motion of Mr. Wyman of Manchester, the House acceded to the request of the Honorable Senate for a committee of conference and the Speaker appointed as members of said committee on the part of the House Messrs. Wason of Nashua, Merrill of Claremont and Doe of Somersworth.

UNFINISHED BUSINESS.

(The Speaker in the chair.)

Mr. Wagner (Adolph) of Manchester called for the unfinished business, House Bill No. 60, An act to amend section 3 of chapter 271 of the Public Statutes, relating to observance of the Sabbath.

The question being,

Shall the report of the minority signed by Mr. Wagner (Adolph) of Manchester be substituted for the report of the majority?

Mr. Clyde of Hudson asked unanimous consent to withdraw the minority report signed by himself.

On a *viva voce* vote unanimous consent was given.

The question being,

Shall the report of the minority, signed by Mr. Wagner (Adolph) of Manchester, be substituted for the report of the majority?

(Discussion ensued.)

Mr. Nelson of Winchester moved that the bill and reports be indefinitely postponed.

The question being on the motion to indefinitely postpone,

(Discussion ensued.)

Mr. Toothaker of Berlin raised the point of order that the gentleman speaking had already exceeded the time limit for debate.

The Speaker ruled the point of order well taken.

On motion of Mr. Toothaker of Berlin, the gentleman speaking was granted five minutes additional time.

Mr. Locke of Hinsdale moved the previous question.

The motion was seconded by Messrs. Marcotte of Rochester and Wilder of Gilsum.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill and reports be indefinitely postponed?

On a *viva voce* vote the affirmative prevailed.

Mr. Wagner (Augustus) of Manchester demanded the yeas and nays, but subsequently withdrew his demand and asked for a division. Division being had 152 gentlemen voted in the affirmative and 35 gentlemen voted in the negative, and a quorum of the House not being present, at 5.25 o'clock the House was declared adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

Mr. Toothaker of Berlin offered the following resolution:

Resolved, That when the House adjourn this afternoon it be to meet tomorrow morning at 9.30 o'clock and that when it adjourns tomorrow it be to meet on Monday evening at 8 o'clock.

On a *viva voce* vote the resolution was adopted.

On motion of Mr. Hill of Concord, at 5.33 o'clock the House adjourned.

FRIDAY, APRIL 2, 1909.

The House met at 9.30 o'clock, according to adjournment. Prayer was offered by the chaplain.

(Mr. Hackett of Portsmouth in the chair.)

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

LEAVES OF ABSENCE.

The following gentlemen asked for leave of absence for the day: Mr. Poole of Jaffrey, Mr. Baker of Hillsborough, Mr. Lane of Hampton, Mr. Corey of Manchester, Mr. Fisk of Charlestown, Mr. Casey of Portsmouth, Mr. Trudel of Manchester, Mr. Pinkham of Milton, Mr. Barnard of Newbury, Mr. Davis of Tilton, Mr. Chagnon of Nashua, Mr. Brown of North Hampton, Mr. Wheeler of Manchester, Mr. Swart of Nashua, Mr. Nerbonne of Manchester, the Committee on Fisheries and Game.

Mr. Marvin of Newcastle asked for leave of absence until next Wednesday.

Mr. Jolbert of Berlin asked for leave of absence for next week.

On motion of Mr. Emerson of Milford, the requests were severally granted without reading.

(The Speaker in the chair.)

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

House Bill No. 281, An act in amendment of section 13, chapter 35, of the Laws of 1895, relating to bridges.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to appropriate money for the same and to ratify the vote of said town in reference thereto.

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha of Goshen for necessary expenses incurred by him in maintaining his right to a seat in this House.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject).

Strike out the division of the act into titles and articles wherever they appear.

Substitute "three" for "these" in the second line of section 85, so that said section as amended shall read: "except that three days of grace shall be allowed upon a draft or bill of exchange made payable within this state at sight unless there is an express stipulation to the contrary."

Strike out sections 190 and 198.

Substitute for the words "passage hereof," the last two words of section 195, the words "time this act takes effect," so that said section as amended shall read: "Sect. 195. The provisions of this act do not apply to negotiable instruments made and delivered prior to the time this act takes effect."

Substitute the following for section 197 and number it 196: "Sect. 196. This act shall take effect on the first day of January, 1910; and all acts and parts of acts inconsistent therewith are hereby repealed."

Change the numbers of sections 191, 192, 193, 194, 195 and 196 to 190, 191, 192, 193, 194 and 195 respectively.

On motion of Mr. Emerson, the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds.

The bill was read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 47, An act repealing an act of the Session Laws of 1909, entitled "An act amending section 52, chapter 79, of the Public Statutes, relating to fish and game."

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

The Speaker announced the following committee of con-

ference on House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings": Messrs. Forsaith of Manchester, Hollis of Concord and Gale of Greenville.

Mr. Doe of Somersworth moved that the rules be suspended so as to allow the offering of a motion to reconsider a vote of the House.

The question being on the motion of Mr. Doe,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

Mr. Joyal of Manchester moved that the House reconsider its vote whereby it concurred in the amendment sent down from the Honorable Senate to House Bill No. 565, An act in amendment to chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

The motion was seconded by Messrs. Doe of Somersworth and Reagan of Manchester.

The question being on the motion of Mr. Joyal,

(Discussion ensued.)

Mr. Morrill of Canterbury moved the previous question.

The motion was seconded by Messrs. Musgrove of Hanover and Nelson of Winchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Joyal of Manchester,

On a *viva voce* vote the negative prevailed.

Mr. Doe of Somersworth demanded the yeas and nays and the roll was called, with the following result:

YEAS, 56.

ROCKINGHAM COUNTY.—Stevenson.

STRAFFORD COUNTY.—Felker, Babb, Kimball of Rochester, Doe, Reed.

BELKNAP COUNTY.—Dow, Follansbee, Locke of Laconia.

CARROLL COUNTY.—Poole of Conway, Bennett.

MERRIMACK COUNTY.—Marden of Chichester, Marden of Concord, Mason of Concord, Thompson, Ahern, Lapointe, Head.

HILLSBOROUGH COUNTY.—Dutton, Tarbell, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Roy, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Worthen, Joyal, Reagan, Bean, Fuller, Bickford, Blood, Wagner of Manchester, Ward 8, Lagerquist, Kellogg, Bailly of Manchester, Dickey, Lafond, Wason, McLane.

CHESHIRE COUNTY.—Andrew of Dublin.

SULLIVAN COUNTY.—Huntoon.

GRAFTON COUNTY.—Wallace, Stevens of Landaff.

COOS COUNTY.—Jolbert, Bouchard, Paquet, Kimball of Stratford.

NAYS, 113.

ROCKINGHAM .COUNTY.—Brown of Auburn, Carr of Brentwood, Perkins, Cook, Brown of Kensington, Torrey, Harvey, Holmes, Jones of Portsmouth, Hackett, Philbrick, Poore, Carr of South Hampton.

STRAFFORD COUNTY.—Wedgwood, Stevens of Somersworth.

BELKNAP COUNTY.—Rollins of Alton, Currier of Belmont, Sanborn of Gilmanton, Smith of Laconia, Livingston, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Morrill of Canterbury, Farrand, Sanborn of Concord, Danforth, Rolfe, Cross, Howe of Concord, Brown of Concord,

Elliott of Concord, Putnam, Chesley, Ford of Danbury, Chadwick, Morrison, Holt of Franklin, Falvey, Bartlett of Hill, Boutwell, Shepard, Chase of Northfield, Lane of Pittsfield, Osgood of Pittsfield, Prince, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Holt of Francestown, George of Goffstown, Cheever, Newman, Goodwin of Mason, Butterfield, Emerson, Walbridge, Howe of Peterborough, Jones of Peterborough, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Wilder, Bemis, Locke of Hinsdale, Pike, Cutter, Aldrich, George of Keene, Huntress, Jones of Keene, Honey, Whitney, Goodnow of Sullivan, Hanna, Brown of Troy, Nelson.

SULLIVAN COUNTY.—Fry, Chellis, Cutting, Russell, Rawson, Penniman.

GRAFTON COUNTY.—Cheney, Morrill of Bridgewater, Avery of Campton, Burt, Hall, Musgrove, Fitts, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Clough of Lebanon, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Richardson, Myron H., of Littleton, Smith of Monroe, Horton of Orford, Maynard, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Woodbury.

COOS COUNTY.—Toothaker, Cole, Drew, Gray of Columbia, Farr, Spaulding, Hebberd, Clook, Hayes, Evans, Jackson, Noyes, Smith of Whitefield.

Mr. Shackford of Conway was paired with Mr. Gilman of Madison.

Mr. Merrow of Freedom was paired with Mr. Robertson of Tamworth.

Mr. Blanchard of Concord was paired with Mr. Gannon of Concord.

Mr. Woodward of Nashua was paired with Mr. Giles of Pelham.

And a quorum of the House not being present, at 10.35 o'clock the House was declared adjourned.

MONDAY, APRIL 5, 1909.

The House met at 8 o'clock, according to adjournment.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock tomorrow was made in order at the present time.

COMMITTEE REPORTS.

Mr. Howe of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time. On motion of Mr. Nason of Dover, the rules were suspended and the printing of the bill dispensed with. The bill was then ordered to a third reading. On motion of Mr. Cross of Concord, the rules were further suspended and the bill made in order for a third reading and passage at the present time. On motion of Mr. Ahern of Concord, the rules were further suspended, the bill read a third third time by its title and passed and sent to the Senate for concurrence.

Mr. Prentiss of Walpole, for the Committee on Agriculture reported the following entitled bill, "House Bill No. 627, An act to regulate the sale of concentrated commercial feeding stuffs," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Poole of Conway, for the Committee on Appropriations, to whom was referred House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Wyman of Manchester, for the Committee on Judi-

ciary, to whom was referred Senate Bill No. 25, An act relating to the terms of the Superior Court in and for the county of Grafton and to abolish the judicial districts now existing in said county, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Emerson of Milford, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system," reported the same with the following amendments, and the recommendation that the bill as amended ought to pass:

Amend section 1 by striking out after the word "sanatorium" in the fifth line the words "and the 'Thirteen-Mile Woods' road between 'Howard hill,' so called, in the town of Dummer, and the 'Covered Bridge,' so-called, in the town of Errol;"

In section 2 strike out all after the word "sanatorium" in the twelfth line thereof.

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow, reported the same with the following amendment, and the recommendation that the joint resolution as amended ought to pass:

Amend said joint resolution by adding after the word "appropriated" in the last line thereof the following:

"The appropriation of this joint resolution shall be a charge upon the appropriation for the permanent improvement of highways, made by section 10, chapter 35, Laws of 1905. This act shall take effect upon its passage."

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading.

Mr. Hackett of Portsmouth, for the Committee on Judiciary, to whom was referred Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes, relating to the commitment and support of insane persons, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. Amend section 18 of chapter 10 of the Public Statutes of the state of New Hampshire, by adding to the end thereof the following: 'The physicians making such examination shall be legally registered to practise medicine in New Hampshire, and in the actual practice of their profession at the time of said examination and for at least three years prior thereto. They shall act jointly in making said examination and their certificate shall bear the date of said examination. Neither of said physicians shall be a relative of the person alleged to be insane, or an official of the institution to which it is proposed to commit such person. Any violation of the terms of this act may be punished by a fine not exceeding one hundred dollars. The certificate of insanity shall be in the form prescribed by the commission and shall contain the facts and circumstances upon which the judgment of the physicians is based.

" 'SECT. 2. All acts and parts of acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage.' "

The report was accepted, the amendment adopted and the bill ordered to a third reading. On motion of Mr. Wason of Nashua the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery lake, reported the same with the following amendment and the recommendation that the joint resolution as amended ought to pass:

Amend by striking out the words "three hundred" and inserting in place thereof the words "two hundred," so that said joint resolution shall read as follows:

"That the fish and game commissioners be and hereby are instructed to construct suitable screens at the outlet of Montgomery lake, in the town of Whitefield, to prevent the egress of fish from said waters, and that the sum of two hundred dollars ($200) be and the same is hereby appropriated for that purpose, and the governor is authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated."

The report was accepted, the amendment adopted and the joint resolution ordered to a third reading.

On motion of Mr. Gray of Jackson, the rules were suspended and the joint resolution made in order for a third reading and passage at the present time. The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Smith of Whitefield, at 8.23 o'clock the House adjourned.

TUESDAY, APRIL 6, 1909.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

LEAVES OF ABSENCE.

The following named gentlemen were granted leave of absence, on motion of Mr. Ahern of Concord: Mr. Jenks of Franklin, Mr. Brown of Kensington, Mr. Goodnow of Keene, Mr. Dimick of Lyme, Mr. Greene of Newmarket, Mr. Rogers of Bow, Mr. Dickey of Manchester, Mr. Butterfield of Merrimack, Mr. Rand of Chester.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

On motion of Mr. Emerson of Milford,

Resolved, That the use of Representatives Hall for Thursday evening, between the hours of 7 and 8, be given to the commission for the suppression of the gypsy and brown-tail moth for the purpose of presenting an illustrated lecture on the ravages of the gypsy moth by E. O. Bailey, secretary of the Massachusetts Moth Department.

COMMITTEE REPORTS.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 147, An act relating to the liability of employers to employees for personal injuries, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Spaulding of Lancaster, for the Committee on Appropriations, to whom was referred House Bill No. 268, An act in amendment of chapter 102, Laws of 1901, relating to New Hampshire School for Feeble-minded Children, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 207, An act in amendment of chapter 155 of the Public Statutes, providing for election of railroad commissioners by the people, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Preston of New Hampton, for the Committee on Education, reported the following entitled bill: "House Bill No. 628, An act relating to the employment of mentally deficient children," with the recommendation that the bill ought to pass.

The report was accepted, the bill read a first and second time and laid upon the table to be printed.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 253, An act requiring express companies to procure a license and for regulating the business of the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred House Bill No. 283, An act to prohibit fishing through the ice on certain lakes in Northwood, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds, reported the same with the following amend-

ment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

"SECTION 1. It shall be the duty of county treasurers having money in their hands belonging to the county to deposit it, in their official names, in some bank or trust company in this state approved by the county commissioners; but the amount that may be deposited in any one national bank or trust company shall not exceed at any time forty per cent. of its paid up capital and surplus. Other things being equal, preference shall be given to the bank or trust company that will pay the highest rate of interest on daily balances. All interest received upon such deposits shall belong to the county.

"SECT. 2. If a county treasurer fails to account for any interest received upon deposits made in compliance with the foregoing section or fails to demand interest at the rate usually paid upon like deposits or individually receives or is promised any money or other thing of value on account of such deposits, he shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding one year or by both.

"SECT. 3. This act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

Mr. Huntress of Keene, for the Committee on Towns, to whom was referred Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Dinsmoor of Laconia, for the Committee on Forestry, to whom was referred House Bill No. 484, An act in amendment of chapter 97 of the Session Laws of 1905, en-

titled "An act for the protection of forests from fire," reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Mason of Concord, for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 42, Joint resolution providing for the distribution of medals to the Minute Men of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Dodge of Lincoln, the rules were suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 79, Joint resolution in relation to a digest of New Hampshire reports, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Huntress of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 182, An act to provide for a revision of the General and Public Statutes, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Swan of Keene, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 57, Joint resolution to provide for the publication of a complete history of the private schools of New Hampshire, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show, reported the same with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution ordered to a third reading.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Woodbury of Woodstock, for the Committee on Towns, to whom was referred House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act

to sever certain territory from the town of Livermore and annex the same to the town of Lincoln," reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by renumbering section 2 so that it shall be section 3 and inserting at the end of section 1 the following section, which shall be numbered section 2:

"SECT. 2. The said line as thus established shall be regarded as solely a jurisdictional line so far as it extends between the towns of Livermore and Lincoln, but the establishment of said line shall not be construed to have any effect upon the title or ownership of lands at or near said line or as marking the boundaries of owners of said lands."

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Dodge of Lincoln, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Ahern of Concord, for the Committee on Appropriations, reported the following joint resolution: "House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of sons of New Hampshire who rendered gallant service in the War of the Rebellion," with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution read a first and second time.

On motion of Mr. Hackett of Portsmouth, the rules were suspended, the printing of the joint resolution dispensed with and the joint resolution made in order for a third reading and passage at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

Mr. Stevenson of Exeter, for the Committee on Appropriations, reported the following joint resolution: "House

Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason,'' with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution read a first and second time.

On motion of Mr. French of Moultonborough, the rules were suspended, the printing of the joint resolution dispensed with and the joint resolution made in order for a third reading and passage at the present time. The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

Mr. Richardson (M. H.) of Littleton, for the Committee on Appropriations, reported the following entitled bill: ''House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years,'' with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. French of Moultonborough, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled ''An act for the promotion of horticulture,'' reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out the word ''seven'' and inserting in place thereof the word ''five,'' so that section 1 shall read as follows:

''SECTION 1. The sum of five hundred dollars is hereby annually appropriated for the use of the New Hampshire Horticultural Society to be expended under the direction of the State Board of Agriculture in promoting the horti-

cultural interests of the state, 'for the years ending August 31, 1910, and August 31, 1911.' "

The report was accepted, the amendment adopted and the bill ordered to a third reading.

On motion of Mr. French of Moultonborough, the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred House Bill No. 506, An act in amendment of section 17, chapter 78, Laws of 1897, relating to the preparation of the ballot by the voter and manner of voting, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 506, An act in amendment of section 17, chapter 78, Laws of 1897, relating to the preparation of the ballot by the voter and manner of voting, being unable to agree with the findings of a majority of said committee, having considered the same, report the same with the recommendation that the bill ought to pass.

SAMUEL D. FELKER.

Mr. Felker of Rochester moved that the report of the minority be substituted for the report of the majority.

The question being on the motion of Mr. Felker,

(Mr. Toothaker of Berlin in the chair.)

(Discussion ensued.)

Mr. Wason of Nashua moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Wason,

(Discussion ensued.)

On a *viva voce* vote the Speaker was in doubt.

Mr. Woodbury of Woodstock called for a division.

(The Speaker in the chair.)

Division being had, 218 gentlemen voted in the affirmative and 113 gentlemen voted in the negative, and the motion prevailed and the bill was indefinitely postponed.

Mr. Ahern of Concord offered the following resolution:

Resolved, That House Bill No. 622 be in order at 2.45 o'clock, standard time, this afternoon and that the time of speaking be extended to two hours, the time to be evenly divided between those for and those opposed to the bill.

On a *viva voce* vote the resolution was adopted.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred Senate Bill No. 30, An act in relation to telephones and installing the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred Senate Bill No. 30, An act in relation to telephones and installing the same, being unable to agree with the findings of the majority of said committee and having considered the same, report the same with the recommendation that the bill ought to pass.

SAMUEL D. FELKER.
SIDNEY F. STEVENS.

Mr. Stevenson of Exeter moved that the report of the minority be substituted for the report of the majority.

The question being on the motion of Mr. Stevenson,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed and the report of the minority was substituted for the report of the majority.

The question being,

Shall the bill be read a third time?

Mr. Wason of Nashua offered the following amendment:

Amend section 2 of said bill by adding after the word "wire" the words "other than wire devoted to trunk lines," so that said section shall read:

"SECT. 2. Any telephone company refusing for more than ten days after demand to comply with the provisions of this act shall forfeit to the person applying the sum of two dollars a day for each day's delay, provided the company has a line of wire other than wire devoted to trunk lines within 500 feet of the place where the instrument is to be installed."

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr. Wason of Nashua called for a division.

Division being had, the vote was declared manifestly in the negative. The bill was then ordered to a third reading.

On motion of Mr. Stevenson of Exeter, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The question being on the motion of Mr. Stevenson,

(Discussion ensued.)

Mr. Haskell of Claremont moved that the bill be indefinitely postponed.

On a *viva voce* vote the motion did not prevail.

The question being on the motion of Mr. Stevenson of Exeter,

On a *viva voce* vote the motion prevailed.

The bill was then read a third time and passed and sent to the secretary of state to be engrossed.

Mr. Howe of Concord, for the Committee on Judiciary, to whom was referred House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners, being unable to agree with the findings of a majority of said committee, having considered the same, report the same with the recommendation that the bill ought to pass.

SAMUEL D. FELKER.

Mr. Felker of Rochester moved that the report of the minority be substituted for the report of the majority.

The question being on the motion of Mr. Felker,

(Discussion ensued.)

On a *viva voce* vote the Speaker as in doubt and a division was ordered.

Division being had, 147 gentlemen voted in the affirmative and 135 gentlemen voted in the negative and the motion prevailed.

Mr. Howe of Concord demanded the yeas and nays.

Mr. Sanborn of Gilmanton moved that the House take a recess until 1.55 o'clock.

On a *viva voce* vote the motion did not prevail.

The roll was called with the following result:

YEAS, 193.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Lang, Payne, Hepworth, Weeks of Exeter, Carr of Greenland, Lane of Hampton, Cilley, Chase of Londonderry, Kennedy, Casey, Humphreys, Poore, Rand of Sandown, Brown of Seabrook, Alexander.

STRAFFORD COUNTY.—Otis, Wesley, Wedgwood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Beaudoin, Fournier, Doe, Sampson, Beamish, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Sanborn of Gilmanton, Avery of Laconia, Dow, Livingston, Hanson, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Shackford, Merrow, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Rogers, Marden of Chichester, Farrand, Marden of Concord, Danforth, Mason of Concord, Ahern, Gannon, Ford of Danbury, Burnham, Lapointe, Morrison, Holt of Franklin, Falvey, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Pratt, Davis of Warner, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Newman, Hardy, Tarbell, Wagner of Manchester, Ward 2, Friborg, Lawrence, Smith of Manchester, Dunnington of Manchester, Ward 4, Trudel, Murray, Healey, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Dunnington of Manchester, Ward 6, Fuller, Wagner of Manchester, Ward 8, Donnelly, Belanger, Demers, Moreau, Hebert, Bailly of Manchester, Lee, Flaherty, Lafond, Goodwin of Mason, Emerson, Melzer, Walbridge, Finning, Lampron, Lucier, Taggart, O'Toole, McQuesten, Ducharme, Desmarais, Delacombe, Howe of Peterborough, Peaslee, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Wilder, Bemis, Locke of Hinsdale, Pike, Cutter, Jones of Keene, Mason of Marlborough, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Kathan.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Foster, Haskell, Chellis, Quimby, Huntoon, Barker, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Southard, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Burt, Barney, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Richardson

(Myron H.) of Littleton, Mooney, Elms, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Toothaker, Nilson, Fellows, Cummings, Drew, Libby, Spaulding, Wentworth, Hayes, Lyford, Jackson, Noyes, Kimball of Stratford, Baker of Whitefield, Smith of Whitefield.

NAYS, 162.

ROCKINGHAM COUNTY.—Currier of Danville, Clark of Deerfield, Weston, Ladd, Perkins, Stevenson, Cook, Corson, Sanborn of Hampton Falls, Torrey, Harvey, Leighton, Holmes, Hill of Plaistow, Jones of Portsmouth, Hackett, Philbrick, Hanscom, Sawyer, Wheeler (Benjamin R.) of Salem, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Fogg, Wood, Babb, Kimball of Rochester, Stevens of Somersworth, Gastonguay, Reed.

BELKNAP COUNTY.—Currier of Belmont, Jones of Gilford, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—Andrews of Conway, Avery of Effingham, Chase of Hart's Location, Gray of Jackson, Gilman, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth.

MERRIMACK COUNTY.—Butler, Cressey, Morrill of Canterbury, Blanchard, Hollis, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Lord, Bartlett of Hill, Head, Weeks of Pembroke, Prince.

HILLSBOROUGH COUNTY.—Clyde, Sayers, Richer, Dey, Wyman, Clough of Manchester, Burgess, Hurd, Corey of Manchester, Phelps, Forsaith, Barnard of Manchester, Wheeler of Manchester, Worthen, Bean, Curtis, Straw, Bickford, Blood, Lagerquist, Kellogg, Butterfield, Howard, Swart, Osgood of Nashua, Sadler, Trombly, Woodward,

Gaffney, Wason, Chagnon, McLane Preston of New Ipswich, Giles, Jones of Peterborough, Richardson of Wilton.

CHESHIRE COUNTY.—Dodge of Alstead, Chaplin, Poole of Jaffrey, Aldrich, George of Keene, Swan, Robertson of Keene, Honey, Goodnow of Sullivan, Clement, Buffum, Nelson.

SULLIVAN COUNTY.—Merrill of Claremont, Fry, Cutting, Gocha, Russell, Johnson, Rawson.

GRAFTON COUNTY.—Cheney, Wallace, Carlton, Hall, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Messenger, Lemieux, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Smith of Monroe, Maynard, Merrill of Thornton, Woodbury.

COOS COUNTY.—Cole, Bouchard, Paquet, Gray of Columbia, Farr, Hebberd, Clook, Evans.

Mr. Anderson of Exeter was paired with Mr. Dodge of Lincoln; Mr. Baker of Hillsborough was paired with Mr. Madden of Keene;

and the report of the minority was substituted for the report of the majority.

Mr. Buffum of Winchester rose to a question of personal privilege and stated his reasons for his vote.

Mr. Sanborn of Gilmanton offered the following amendment:

Amend by adding after section 4 the following:

"The board of tax commissioners, if created, is hereby made elective at the biennial election of 1910 under the general law governing election of state officers, and they shall serve for two years, when their successors shall be likewise elected. And that United States senators be made nominative by the people at the biennial election immediately preceding an election of United States senators by the Legislature and the names of candidates for the position of United States senators shall be placed on the ballots under the same conditions as hold for candidates for the national House of Representatives."

The question being on the amendment offered by Mr. Sanborn,

Mr. French of Moultonborough raised the point of order that the amendment was not germane to the question.

The Speaker ruled the point of order well taken.

Mr. Stevenson of Exeter gave notice that on tomorrow or some subsequent day he should move to reconsider Senate Bill No. 30, An act in relation to telephones and installing the same.

On motion of Mr. Ahern of Concord, at 1.05 o'clock the House took a recess until 1.55 o'clock.

(After recess.)

The consideration of House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners, was resumed.

The question being,

Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading.

On motion of Mr. Cutter of Jaffrey, the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Lagerquist of Manchester, for the Committee on Mileage, reported the following resolution:

Resolved, That each member and officer of the House be allowed the number of miles set opposite his name in the accompanying list and that the Clerk be instructed to make the mileage roll of the House of Representatives in accordance therewith.

The reading of the resolution having commenced, on motion of Mr. Wason of Nashua the further reading was dispensed with.

Rockingham County.

Brentwood, John H. Carr	112
Candia, Benjamin F. Lang	112
Chester, George D. Rand	224
Danville, Horace E. Currier	140
Deerfield, Alfred D. Clark	280
Epping, Peter Ladd	84
Exeter, Stevens W. Perkins	84
Hampstead, John S. Corson	84
Hampton, Howard G. Lane	196
Hampton Falls, Fred P. Sanborn	196
Kensington, David Brown	168
Kingston, George B. Cilley	140
Newcastle, Oliver B. Marvin	84
Newton, John R. Harvey	112
North Hampton, Otis S. Brown	84
Northwood, Washington T. Leighton	308
Nottingham, John L. Holmes	336
Rye, Horace Sawyer	224
Seabrook, Ellsworth Brown	224
South Hampton, James M. Carr	140
Stratham, William Leslie Dining	140

Strafford County.

Barrington, John S. F. Seavey	140
Lee, Louis H. Snell	112
Strafford, Everett W. Reed	168

Belknap County.

Gilford, Herbert A. Jones	112
Gilmanton, Jeremiah W. Sanborn	140
Meredith, Joseph Livingston	112
New Hampton, Frank W. Preston	168
Sanbornton, Lowell I. Hanson	112

Carroll County.

Conway, John A. Andrews..... 280
Effingham, Oscar J. Avery..... 168
Freedom, Arthur P. Merrow..... 224
Jackson, Charles W. Gray..... 84
Moultonborough, James E. French..... 308
Sandwich, Frank Herbert Weed..... 364
Tamworth, Mark E. Robertson..... 112
Tuftonborough, James A. Bennett..... 224

Merrimack County.

Bow, Charles B. Rogers..... 112
Canterbury, George P. Morrill..... 84
Chichester, Samuel C. Marden..... 140
Danbury, Edwin B. Ford..... 84
Dunbarton, Charles H. Lord..... 140
Hill, Henry C. Bartlett..... 112
Hooksett, William H. Head..... 84
Hopkinton, Arthur J. Boutwell..... 168
Loudon, Frank O. Lovering..... 336
Newbury, Guy W. Barnard..... 140
New London, James E. Shepard..... 168
Salisbury, Harold A. Prince..... 140
Sutton, Fred H. Pratt..... 168
Webster, James M. Snyder..... 112
Wilmot, John W. Clark..... 112

Hillsborough County.

Amherst, Horace T. Harvell..... 168
Antrim, George F. Lowe..... 140
Deering, Edwin F. Dutton..... 84
Francestown, Walter P. Holt..... 196
Hollis, Willis C. Hardy..... 84
Manchester (Ward 8), Wm. H. Bickford..... 84
Manchester (Ward 8) Charles A. Blood..... 84
Manchester (Ward 10), Ira W. Dickey..... 140

Milford, William H. Walbridge..... 84
Nashua (Ward 8), George B. McQuesten..... 84
New Ipswich, William A. Preston..... 84
Pelham, Otis G. Giles..... 252
Windsor, Melvin Temple..... 112

Cheshire County.

Alstead, Ceylon M. Dodge..... 168
Chesterfield, Frank M. Davis..... 448
Dublin, William W. Andrew..... 112
Gilsum, Frederic A. H. Wilder..... 280
Jaffrey, Joel H. Poole..... 112
Marlborough, Merrill Mason..... 112
Marlow, Harlan E. Honey 476
Richmond, Stephen A. Bullock..... 168
Rindge, John D. Whitney..... 84
Sullivan, Leslie H. Goodnow..... 196
Surry, Stephen H. Clement..... 168
Walpole, John W. Prentiss..... 168
Winchester, Francis H. Buffum..... 112

Sullivan County.

Acworth, Henry A. Clark..... 504
Claremont, Rush Chellis..... 84
Cornish, Edwin W. Quimby..... 224
Croydon, Ernest L. Cutting..... 140
Goshen, John B. Gocha..... 168
Langdon, Ira M. Russell..... 84
Lempster, Frank W. Huntoon..... 280
Plainfield, Robert R. Penniman..... 308
Sunapee, William W. Flanders..... 84
Unity, Clarence E. Walker..... 168

Grafton County.

Alexandria, Ira E. Gray..... 168
Bath, Timothy B. Southard..... 84

Benton, Lebina H. Parker..... 280
Bethlehem, Rufus N. Gordon..... 168
Bridgewater, Edwin D. Morrill..... 140
Canaan, James B. Wallace..... 84
Enfield, Lyman N. Sargent..... 140
Franconia, George H. Burt..... 168
Groton, Albi A. Hall..... 168
Hanover, Irving P. Fitts..... 168
Haverhill, Arthur C. Clough..... 84
Lebanon, Frederick O. Stearns..... 84
Lyman, Charles E. Elms..... 140
Lyme, Edwin P. Dimick..... 168
Monroe, Homer S. Smith..... 140
Orange, Walter H. Ford..... 84
Orford, Walter S. Horton..... 112
Piermont, William H. Horton..... 140

Coos County.

Clarksville, Fred B. Fellows..... 168
Colebrook, William Cummings..... 224
Columbia, John Gray..... 168
Dalton, Henry A. Farr..... 140
Lancaster, Hubert J. Guernsey..... 84
Lancaster, Charles H. Wentworth..... 168
Milan, Arthur V. Hebberd..... 224
Northumberland, Stephen P. Clook..... 84
Pittsburg, Sylvester Lyford 224
Shelburne, Emlyn W. Evans..... 112
Stewartstown, Fred H. Noyes..... 196
Sergeant-at-Arms Albert P. Davis, Concord..... 84
Doorkeeper John F. Bartlett, Sandown..... 84
Page Harold L. Davis, Moultonborough..... 392

The report was accepted and the resolution of the committee adopted.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred House Bill No. 481, An act

to regulate the licensing and registration of physicians and surgeons, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weeks of Exeter, for the Committee on Public Health, to whom was referred House Bill No. 480, An act to prevent inflammation of the eyes of the new born babe, or so-called opthalmia neonatorium, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weeks of Exeter, for the Committee on Public Health, to whom was referred House Bill No. 409, An act in relation to drains, conduits and sewers for the better protection of the public health, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Weeks of Exeter, for the Committee on Public Health, to whom was referred House Joint Resolution No. 64, Joint resolution relating to the sanitary conditions of the state house, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Mr. Marden of Chichester, for the Committee on Claims, to whom was referred House Joint Resolution No. 59, Joint resolution in favor of L. P. Dunklee of Nashua, reported the same with the recommendation that the joint resolution be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Marden of Concord, for the Committee on Claims, to whom was referred House Joint Resolution No. 25, Joint

resolution in favor of Charles H. Morse, reported the same with the recommendation that the joint resolution be referred to the next Legislature.

The report was accepted and the resolution of the committee adopted.

Mr. Marden of Chichester, for the Committee on Claims, reported the following joint resolution, "House Joint Resolution No. 91, Joint resolution in favor of the widow of John G. Wadley of Gilford," with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution read a first and second time.

On motion of Mr. French of Moultonborough, the rules were suspended and the printing of the joint resolution dispensed with.

The joint resolution was then referred to the Committee on Appropriations.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

Senate Bill No. 40, An act authorizing laying out a highway in Center Harbor.

House Joint Resolution No. 77, Joint resolution in favor of the Basin bridge, so called, in Tuftonboro, and opening the channel under said bridge.

House Bill No. 594, An act in amendment of chapter 85 of the Laws of 1907, entitled "An act to provide a pension for firemen, police officers and constables."

House Bill No. 596, An act in amendment of an act entitled "The prevention and removal of nuisances."

House Bill No. 600, An act authorizing the city of Portsmouth to contribute the sum of five hundred dollars to the Cottage Hospital.

House Bill No. 520, An act in amendment to the food and drugs law of 1907, relating to the penalty for violation of said law.

Senate Bill No. 10, An act in amendment of chapter 117 of the Laws of 1905, entitled "An act relating to the enforcement of the laws relating to the illegal sale of intoxicating liquors in no-license territory."

House Joint Resolution No. 81, Joint resolution in favor of John B. Gocha, of Goshen, for necessary expenses incurred by him in maintaining his right to a seat in this House.

House Joint Resolution No. 80, Joint resolution in favor of John F. Emery.

House Bill No. 559, An act empowering and authorizing the town of Lancaster to build a bridge.

House Bill No. 576, An act to prohibit carrying concealed weapons.

House Bill No. 444, An act relative to sentences to the state prison.

House Bill No. 278, An act to revise the charter of the city of Concord.

House Bill No. 615, An act to legalize the special town meeting in Warner held March 27, 1909.

House Bill No. 281, An act in amendment of section 13, chapter 35 of the Laws of 1895, relating to bridges.

House Bill No. 235, An act relating to the salary of the solicitor of the county of Grafton.

Senate Bill No. 34, An act to legalize the actions of the town of Hooksett at a special meeting holden on the third day of October, 1907, exempting the hotel property of William H. Hurd from taxation.

House Bill No. 565, An act in amendment of chapter 95 of the Laws of 1903, as amended by chapter 49 of the Laws of 1905, relating to the regulation of the traffic in intoxicating liquor.

House Bill No. 598, An act to incorporate the St. Mary's Coöperative Credit Association.

House Bill No. 601, An act empowering the town of Alton to acquire, build and maintain public wharves and to

appropriate money for the same and to ratify the vote of the town in reference thereto.

House Bill No. 218, An act to prevent the pollution of the waters of the Salmon Falls river and its tributaries.

House Bill No. 448, An act to amend section 2 of chapter 71, Laws of 1907, relating to the punishment of parents for the abandonment of their families in certain cases.

House Bill No. 438, An act in relation to city officials, commissioners, trustees and other persons having control of the public funds of the city of Manchester.

House Bill No. 341, An act in amendment of chapter 135 of the Public Statutes relating to the sale of drugs and medicines.

The report was accepted.

Agreeably to the resolution passed earlier in the day, at 2.45 o'clock (standard time) the House took up the consideration of House Bill No. 622, An act relating to the taxation of public service companies.

The question being,

Shall the bill be read a third time?

On motion of Mr. Wyman of Manchester, the rules were suspended and he was allowed 20 minutes in which to speak.

(Discussion ensued.)

Mr. French of Moultonborough moved the previous question. The motion was seconded by Messrs. Clough of Lebanon and Madden of Keene.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill be read a third time?

Mr. Wyman of Manchester demanded the yeas and nays and the roll was called with the following result:

YEAS, 209.

ROCKINGHAM COUNTY.—Brown of Auburn, Carr of Brentwood, Lang, Carr of Greenland, Lane of Hampton, Chase of Londonderry, Torrey, Harvey, Leighton, Holmes, Hill of Plaistow, Jones of Portsmouth, Casey, Rand of Sandown.

STRAFFORD COUNTY.—Wedgwood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Stevens of Somersworth, Gastonguay, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Livingston, Hanson, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Shackford, Andrews of Conway, Chase of Hart's Location, Gilman, Huckins of Ossipee, Robertson of Tamworth, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Rogers, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Danforth, Hollis, Rolfe, Chesley, Gannon, Ford of Danbury, Lord, Chadwick, Lapointe, Holt of Franklin, Bartlett of Hill, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Lane of Pittsfield, Prince, Pratt, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, Cheever, Newman, Hardy, Tarbell, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Phelps, Dunnington of Manchester, Ward 4, Trudel, Murray, Healy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Bickford, Wagner of Manchester, Ward 8, Lagerquist, Donnelly, Belanger, Demers, Hebert, Bailly of Manchester, Lee, Lafond, Goodwin of Mason, Emerson, Melzer, Walbridge, Lampron, Taggart, O'Toole, Chagnon, Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Locke of Hinsdale, Pike, Cutter, George of Keene, Jones of Keene, Robertson of Keene, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, Prentiss, Kathan, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Russell, Huntoon, Barker, Penniman, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Southard, Parker of Benton, Morrill of Bridgewater, Proctor, Avery of Campton, Burt, Barney, Musgrove, Fitts, Clough of Haverhill, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Parker of Lisbon, Richardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Bouchard, Fellows, Cummings, Gray of Columbia, Farr, Spaulding, Guernsey, Hebberd, Clook, Hayes, Lyford, Jackson, Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 113.

ROCKINGHAM COUNTY.—Payne, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Sanborn of Hampton Falls, Cilley, Kennedy, Hackett, Philbrick, Hanscom, Humphreys, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Wesley, Fogg, Wood, Babb, Kimball of Rochester, Reed.

BELKNAP COUNTY.—Currier of Belmont, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton.

CARROLL COUNTY.—Avery of Effingham, Merrow, Gray of Jackson, Weed.

MERRIMACK COUNTY.—Durgin, Cressey, Blanchard, Mason of Concord, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Hill of Concord, Ahern, Head, Weeks of Pembroke, Osgood of Pittsfield, Davis of Warner.

HILLSBOROUGH COUNTY.—Joslin, Baker of Hillsborough, Clyde, Sayers, Richer, Dey, Barnard of Manchester, Wheeler of Manchester, Worthen, Straw, Flaherty, Howard, Swart, Osgood of Nashua, Sadler, Finning, Trombly, Woodward, Gaffney, Wason, McQuesten, Ducharme, Delacombe, McLane, Giles.

CHESHIRE COUNTY.—Bemis, Poole of Jaffrey, Aldrich, Swan, Huntress, Madden, O'Neill.

SULLIVAN COUNTY.—Cutting, Gocha, Johnson, Rawson.

GRAFTON COUNTY.—Cheney, Gordon, Wallace, Carlton, Hall, Miller of Haverhill, Bailey of Haverhill, Balch, Dodge of Lincoln, Richardson (Fred E.) of Littleton.

COOS COUNTY.—Paquet, Nilson, Libby, Evans, Kimball of Stratford.

Mr. Currier of Danville was paired with Mr. Marvin of Newcastle; Mr. Hett of Portsmouth was paired with Mr. Gillagan of Dover; Mr. Beamish of Somersworth was paired with Mr. Cole of Berlin; Mr. French of Moultonborough was paired with Mr. Gale of Greenville; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. Forsaith of Manchester was paired with Mr. Kellogg of Manchester; Mr. Brown of Seabrook was paired with Mr. Buffum of Winchester; Mr. Alexander of Windham was paired with Mr. Brown of Concord; Mr. Doe of Somersworth was paired with Mr. Davis of Tilton; Mr. Murphy of Manchester was paired with Mr. Blood of Manchester: Mr. Hoskins of Lisbon was paired with Mr. Flanders of Sunapee; Mr. Lucier of Nashua was paired with Mr. Soucy of Nashua; Mr. Hepworth of Derry was paired with Mr. Weston of Derry; Mr. George of Goffstown was paired with Mr. Moreau of Manchester;

and the bill was ordered to a third reading.

Mr. Libby of Gorham rose to a question of personal privilege and stated his reasons for his vote.

On motion of Mr. Wyman of Manchester the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

COMMITTEE REPORTS.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 516, An act to abolish the board of railroad commissioners and to establish a public service commission, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being covered by another bill favorably reported by the committee.

The report was accepted and the resolution of the committee adopted.

Mr. Stevens of Somersworth, for the Committee on Judiciary, to whom was referred House Bill No. 249, An act in relation to the duties of the board of railroad commissioners, reported the same in a new draft with the recommendation that the bill in its new draft ought to pass.

The report was accepted.

The undersigned, a minority of the Committee on Judiciary, to whom was referred House Bill No. 249, An act in relation to the duties of the board of railroad commissioners, being unable to agree with the finding of a majority of said committee, having considered the same, report the same with the following resolution:

Resolved, That it is inexpedient to legislate.

DEWITT C. HOWE.
CHARLES D. BARNARD.

I believe that it is inexpedient to legislate upon the above entitled act at this time because of insufficient time to properly prepare an act. The proposed act in (a) section 9,

allowing the public service commission to prescribe the equipment for any company under supervision, is vicious, dangerous and unwarranted.

Section 13 confers the right of eminent domain upon any public utility corporation on application to the board of public service commission. The Constitution of the state of New Hampshire requires the exercise of that power with great care and I do not believe that the exercise of that power should be transferred from the Legislature to any commission.

There are other objections to the bill not enumerated, and certain features of the bill that I approve of, but on account of the objectionable features as above enumerated, I join in the recommendation of the resolution that it is inexpedient to legislate at this time.

EDWARD H. WASON.

Mr. Howe of Concord moved that the report of the minority be substituted for the report of the majority and with that motion pending that the bill and reports be laid upon the table and made a special order for Wednesday, April 7, at 11.01, meanwhile the bill in its new draft to be printed.

(Discussion ensued as to time.)

On a *viva voce* vote the motion prevailed.

Mr. Head of Hooksett, for the Committee on Appropriations, to whom was referred House Bill No. 588, An act in relation to the office of attorney-general, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee,

(Discussion ensued.)

On motion of Mr. Ahern of Concord, at 6.01 o'clock the House took a recess for two hours.

(After recess.)

The further consideration of House Bill No. 588, An act in relation to the office of attorney-general, was resumed. The question being on the resolution reported by the committee,

(Discussion ensued.)

Mr. Stevenson of Exeter moved the previous question.

The motion was seconded by Messrs. Torrey of Newfields and Robertson of Keene.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the report of the committee, that it is inexpedient to legislate.

On a *viva voce* vote the affirmative prevailed.

Mr. Clyde of Hudson called for a division but subsequently withdrew his call.

Mr. Musgrove of Hanover gave notice that on tomorrow or some subsequent day he should move to reconsider the vote of the House whereby the House passed House Bill No. 622, An act relating to the taxation of public service companies.

Mr. Stevens of Somersworth, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack County," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. Hollis of Concord, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Barnard of Manchester, for the Committee on Judi-

ciary, reported the following entitled bill, "House Bill No. 631, An act in amendment of section 2, chapter 74 of the Session Laws of 1907, relating to transportation by common carriers," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

Mr. Sanborn of Gilmanton offered the following amendment:

Amend section 2 by adding after the word "railroad" the word "weekly."

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

On motion of Mr. Hackett of Portsmouth, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading and passage at the present time.

On motion of Mr. Musgrove of Hanover, the rules were suspended and the bill read a third time by its title. The bill was then passed and sent to the Senate for concurrence.

Mr. Walbridge of Milford, for the Committee on Education, to whom was referred Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Hurd of Manchester, for the special committee consisting of the delegation from the city of Manchester, to whom was referred House Bill No. 300, An act changing the time of holding municipal elections in the city of Manchester, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Strike out all but the enacting clause and insert in place thereof the following:

"SECTION 1. In the city of Manchester all candidates for municipal office both those voted for by the voters of the entire city, and those elected by the several wards, shall be nominated by any party recognized by section 2 of chapter 78 of the Laws of 1897 by a caucus held in each ward, or such candidates may be nominated on nomination papers as provided by section 5 of said chapter 78.

SECT. 2. At the next annual election held in November, 1910, all city and ward officers elected by the voters of the city of Manchester shall hold their respective offices for the term of one year only, and on the Tuesday following the first Monday in November in the year 1911, and in every alternate year thereafter, a municipal election shall be held at which all elective city officers shall be elected in the same way as now provided by law and by the provisions of this act to hold office for the term of two years next following.

"SECT. 3. At such municipal elections the regular election officers shall act in the same way as now provided by law, and the inspectors of the check list shall sit to correct the same for the purpose of such election in the same way as provided by law. All certificates of nomination and nomination papers shall be filed with the city clerk at least six days prior to the day of election, and the ballots shall be prepared by him at the expense of the city in all matters respecting the nomination and election of such city and ward officers; the laws now in force shall apply so far as they are not inconsistent with the provisions of this act.

"SECT. 4. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed and this act shall take effect upon its passage."

The report was accepted, the amendment adopted and the bill laid upon the table to be printed.

On motion of Mr. Hurd of Manchester the rules were suspended, the printing of the bill dispensed with and the bill

made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

BILLS AND JOINT RESOLUTIONS FORWARDED.

House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

Taken from the table and ordered to a third reading.

On motion of Mr. Wason of Nashua the rules were suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the Adams act.

Taken from the table and ordered to a third reading.

On motion of Mr. Wason of Nashua the rules were suspended and the joint resolution made in order for a third reading and passage at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 121, An act in relation to publicity of primary and election contributions and expenditures.

Taken from the table.

Mr. Felker of Rochester offered the following amendment:

Amend section 12 by adding after the word "person" in the first line the words "or corporations."

On a *viva voce* vote the amendment was adopted and the bil ordered to a third reading.

On motion of Mr. Cutter of Jaffrey the rules were sus-

pended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

Taken from the table.

Mr. Woodbury of Woodstock moved that the bill be laid upon the table and made an special order for Wednesday, April 7, at 11:02 o'clock.

The question being on the motion of Mr. Woodbury,

(Discussion ensued as to time.)

Mr. Woodbury withdrew his motion.

Mr. Sanborn of Gilmanton offered the following amendment:

Amend section 1 by striking out all of line 56 after the word "least" and all of lines 57 and 58, and adding the following: "Five inches in height with strokes not less than three-fourths of an inch in width and firmly attached so that it will not swing when the vehicle is in motion."

The question being on the amendment offered by Mr. Sanborn,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr. Sanborn called for a division.

(Discussion ensued.)

Mr. Sanborn withdrew his call for a division.

(Mr. Hackett of Portsmouth in the chair.)

The bill was then ordered to a third reading.

On motion of Mr. Boutwell of Hopkinton the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 620, An act in relation to the adoption and transfer of children.

Taken from the table and ordered to a third reading.

On motion of Mr. Dunnington (H. E.) of Manchester the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence..

House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the school district of Wakefield, holden on the ninth day of March, 1909.

Taken from the table and ordered to a third reading.

On motion of Mr. Stevens of Somersworth the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

Taken from the table and ordered to a third reading.

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

Taken from the table and ordered to a third reading.

On motion of Mr. Hurd of Manchester the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

Taken from the table and ordered to a third reading.

House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys in the perman-

ent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907."

Mr. Emerson of Milford offered the following amendment:

Amend section 10 by striking out the figures "14" and insert the figures "15."

On a *viva voce* vote the amendment was adopted.

On motion of Mr. Ahern of Concord the bill was laid upon the table to be again taken up in regular form.

Mr. Emerson of Milford offered the following resolution:

WHEREAS, The city of Manchester by its mayor has, through a committee of the House of Representatives, offered the state one million dollars ($1,000,000.00) for the purpose of erecting a state house in Manchester, and

WHEREAS, The generosity of our enterprising Queen City is greatly appreciated by the people of the state; therefore be it

Resolved, That we in our capacity as representatives of the inhabitants of the state, return thanks for this most liberal offer; and be it further

Resolved, That the clerk of this body deliver to the mayor of the city of Manchester a suitably engrossed copy of this resolution.

The question being on the resolution of Mr. Emerson,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

UNFINISHED BUSINESS.

Mr. Keenan of Dover called for the unfinished business, House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover.

The question being,

Shall the joint resolution pass?

(Discussion ensued.)

On a *viva voce* vote the chair was in doubt.

Mr. Cole of Berlin called for a division and with the call

pending moved that the bill be laid upon the table and made a special order for Wednesday, April 7, at 11:02 o'clock.

(The Speaker in the chair.)

Mr. Sanborn of Gilmanton moved to reconsider the action of the House whereby it adopted the report of the Committee that it is inexpedient to legislate on House Bill No. 188, An act in amendment of section 1 of the Session Laws of 1897, providing for the election of railroad commissioners, members of the board of equalization, and the nomination of candidates for the United States Senate.

The motion was seconded by Messrs. Felker of Rochester and Rollins of Alton.

On motion of Mr. Ahern of Concord the motion was laid upon the table and made a special order for Wednesday, April 7, at 11:03 o'clock.

Mr. Toothaker of Berlin called for the unfinished business, House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doings of the same.

The third reading being in order, on motion of Mr. Toothaker of Berlin, the rules were suspended and the bill put back on its second reading.

Mr. Toothaker of Berlin offered the following amendment.

Amend by adding at the end of section 1 the following:

"Provided that the assessors of said city shall annually assess the property hereinbefore mentioned and the valuation determined upon for the same shall be added to the valuation of all the other property in the city to determine the total valuation for the purposes of state and county tax."

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. Toothaker, the rules were suspended

and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Dennington (H. E.) of Manchester called for the unfinished business, House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

The question being,

Shall the House concur in this amendment sent down from the Honorable Senate.

(Discussion ensued.)

On a *viva voce* vote the negative prevailed.

Mr. Dunnington of Manchester moved that the House non-concur and ask for a committee of conference.

On a *viva voce* vote the affirmative prevailed.

On motion of Mr. Ahern of Concord at 10:06 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

LEAVES OF ABSENCE.

The following gentlemen were granted leave of absence:

Mr. Sargent of Enfield, Mr. Tobey of Wolfeboro, Mr. Young of Wolfeboro, Mr. Alexander of Windham, Mr. Burlingame of Berlin, Mr. Desmarais of Nashua, Mr. Sanborn of Concord, Mr. Cook of Fremont, Mr. Foss of Dover, Mr. Holt of Franklin, Mr. Smith of Manchester, Mr. Beaudoin of Rochester, Mr. Rollins of Tilton.

THIRD READINGS.

House Bill No. 109, An act in amendment of and in addition to section 18 of chapter 127 of the Public Statutes as

amended in 1901 and 1903, relating to the percentage of fat in milk.

On motion of Mr. Ahern of Concord the rules were suspended, the bill read a third time by its title and passed and sent to the Senate for concurrence.

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

On motion of Mr. Musgrove of Hanover the rules were suspended, the bill read a third time by its title and passed and sent to the Senate for concurrence.

On motion of Mr. Dodge of Lincoln all bills in order for a third reading were read a third time by their titles.

House Bill No. 606, An act for the punishment of carelessness by hunters.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes relating to tax exemption.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

Read a third time and passed and sent to the Senate for concurrence.

House Bill No. 617, An act to amend section 7 of chapter 169 of the Public Statutes and to repeal chapter 89 of the Laws of 1907, relating to insurance agents.

Read a third time.

The question being,

Shall the bill pass.

(Discussion ensued.)

On motion of Mr. Clough of Manchester the bill was laid upon the table.

House Bill No. 561, An act to improve the state system of forest protection.

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, en-

titled "An act to incorporate the Pittsfield Light and Power Company."

House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children.

House Bill No. 611, An act to provide for the appointment of probation officers in certain cases.

Read a third time and passed and sent to the Senate for concurrence.

On motion of Mr. Felker of Rochester at 10:22 o'clock the House adjourned.

WEDNESDAY, APRIL 7, 1909.

The House met at 10 o'clock.

Prayer was offered by the Rev. Dr. Chalmers of Manchester.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

LEAVES OF ABSENCE.

The following gentlemen were granted leave of absence: Mr. Kellogg of Manchester, Mr. Dimick of Lyme, Mr. Lee of Manchester, Mr. Demers of Manchester, Mr. Joyal of Manchester, Mr. Brown of North Hampton.

Mr. Wallace of Canaan gave notice that on tomorrow or some subsequent day he should move that the vote of the House on April 6, 1909, whereby it passed House Bill No. 172, relating to the election of railroad commissioners, be reconsidered.

The Speaker announced that he had appointed as members of the Committee of Conference on House Bill No. 48, An act to prohibit the manufacture and sale of cocaine, and articles containing cocaine, Messrs. Toothaker of Berlin, Hackett of Portsmouth and Joslin of Bennington.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills:

House Bill No. 530, An act to prohibit free transportation of passengers by railroad or other common carriers.

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds.

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills sent up from the House of Representatives (Session, 1907):

House Bill No. 166 (Session of 1907), An act to incorporate the Spaulding Jones Power Company.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway.

Amend section 9 by striking out all after the words "take effect," and inserting the words "upon its passage" in place thereof, so that said section as amended shall read:

"SECT. 9. The Legislature may alter, amend or repeal this act whenever the public good may require the same, and all acts inconsistent with this act are hereby repealed, and this act shall take effect upon its passage."

On motion of Mr. Shackford of Conway, the House concurred in the amendment sent down from the Honorable Senate. The bill was then sent to the secretary of state to be engrossed.

House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the State Board of Equalization.

Amend section 7 by striking out in the third line the following, "and said commission shall devote their whole time to the work of said commission," so that said section as amended shall read:

"SECT. 7. The annual salary of each commissioner shall be twenty-five hundred dollars and shall be paid from the state treasury in equal quarterly payments.

"Supplies required by the commission, and necessary expenses of the commission, and such assistants as may be employed, while on the business of the commission, and fees of witnesses summoned by the commission shall be paid by the state upon the approval of the governor and council.

"Said commission may appoint a stenographer at a salary not exceeding nine hundred dollars per annum, which shall be paid from the state treasury in equal quarterly payments."

Amend by inserting the following as section 10 and changing the numbers of the subsequent sections accordingly.

"SECT. 10. In assessing taxes upon railroad, telegraph, telephone, express and parlor car companies and corporations and other corporations, the commission shall receive and consider all evidence offered by the state or any one in its behalf and by the corporations that would be compe-

tent to be considered upon the questions before them if the questions were pending in a court of law; and exceptions may be taken to their rulings thereon, and to any other rulings of law made by them, and such exceptions shall be stated and transferred to the Supreme Court upon the request of any party aggrieved, and it shall be the duty of the Supreme Court to entertain, consider and decide the questions thus raised.

"The collection of the taxes assessed by the commission shall not be delayed by such transfer to the Supreme Court, but errors in the assessments, if any, shall be corrected by a new assessment, if necessary, or an abatement as the case shall require and the Supreme Court shall make such orders as will carry into effect its decisions upon the questions of law transferred to it and as justice requires, and may issue all executions and decrees necessary for the purpose. If a tax is abated and has been paid into the state treasury the sum abated shall be repaid by the state treasurer with interest at the rate of four per cent per annum from the time of its payment; and if the tax is increased on a reassessment or otherwise interest shall be added to such increase from the time the tax was due at the rate of four per cent per annum."

Amend section 11 by adding thereto the following, "*provided, however,* that nothing herein contained shall be construed as depriving a corporation of the right to apply to the Superior Court for relief as provided in section 10, chapter 64 of the Public Statutes."

Mr. Howe of Concord moved that the House concur in the amendment sent down from the Honorable Senate.

On motion of Mr. Wyman of Manchester, the bill with the amendment and the motion to concur was laid upon the table.

House Bill No. 555, An act in relation to dividends of savings banks.

Amend the bill by changing the word "and" in the 11th line to "or," so that said section as amended shall read:

"SECTION 1. No savings bank shall pay dividends in excess of three and one half per cent per annum unless said bank has accumulated a guaranty fund equal in amount to five per cent of its deposits, *nor* unless the total value of the assets of such savings bank, as determined by the bank commissioners at the last preceding annual valuation, shall exceed the amount due the depositors by at least five per cent; and no savings bank having a guaranty fund of less than five per cent of the deposits, or the value of whose assets as above determined does not exceed the deposits by at least five per cent shall declare in any one year dividends exceeding in amount the net income actually earned or collected by said bank during the year, after providing for the requirements of the guaranty fund."

On motion of Mr. Cross of Concord the House concurred in the amendment sent down from the Houorable Senate. The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in its amendment to the following entitled bill:

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes relating to the commitment and support of insane persons.

The message further announced that the Senate had voted to accede to the request of the House of Representatives for a committee on conference for the consideration of the amendments to the following entitled bill "House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entilted 'An act in relation to fire escapes on certain buildings,' " and the President has appointed as members of said committee on the part of the Senate, Senators Edgerly, Chase and Leeman.

The message also announced that the Senate had passed bills with the following titles and a joint resolution, in the

passage of which it asked the concurrence of the House of Representatives:

Senate Joint Resolution No. 1, Joint resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents.

The joint resolution was read a first and second time and referred to the Committee on Claims.

Senate Bill No. 45, An act to provide for an issue of bonds to defray the expenses of establishing a state sanatorium for consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

The bill was read a first and second time and referred to the Committee on Judiciary.

Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls.

On motion of Mr. Ahern of Concord, the rules were suspended and the bill read a first time by its title. The bill was then read a second time and referred to the Committee on Judiciary.

Senate Bill No. 48, An act to incorporate No. 290, Fraternal Order of Eagles of Manchester, N. H.

The bill was read a first and second time. On motion of Mr. Ahern of Concord, the rules were suspended and the printing of the bill dispensed with. The bill was then referred to the Committee on Incorporations.

COMMITTEE REPORTS.

On motion of Mr. Preston of New Hampton, the House proceeded with the consideration of the committee report on House Bill No. 209.

Mr. Stevenson of Exeter, for the Committee on Appropriations, to whom was referred House Bill No. 209, An act for the support and encouragement of common schools, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, the subject-matter being embraced in the general appropriation bill.

The report was accepted.

A minority of the Committee on Appropriations, to whom was referred House Bill No. 209, entitled An act for the support and encouragement of the common schools, find that they are unable to agree with the majority of said committee in their report that it is inexpedient to legislate and hereby recommend that the bill ought to pass with the following amendments:

Amend section 1 by striking out the words "provided, however, that this clause shall not be in force until the year beginning July 15, 1910," in the 8th and 9th line and adding to the end of the section the words "provided, however, that the last two clauses shall not be in force until July 15, 1911."

Amend section 2 by inserting in place of "$2.00" in line 6 "$1.75"; in place of "$1.75" in line 10 "$1.50"; in place of "$1.50" in line 12 "$1.25"; in place of "$1.25" in line 14 "$1.00"; in place of "$1.00" in line 16 "$0.75."

Strike out section 4 and renumber to conform to same.

Amend section 5 by changing "$100,000" in line 1 to "$80,000" and by adding in line 9 the words "and all expenditures under this act shall be under the direction of the governor and council."

FRANK HUNTRESS,
ROBT. R. PENNIMAN,
For the Minority.

Mr. Preston of New Hampton moved that the report of the minority be substituted for the report of the majority.

The question being on the motion to substitute,

(Discussion ensued.)

On a *viva voce* vote the affirmative prevailed.

Mr. French of Moultonborough called for a division.

(Discussion ensued.)

(Mr. Doe of Somersworth in the chair.)

Mr. Preston of New Hampton moved the previous question.

The motion was seconded by Messrs. Cutter of Jaffrey and Weeks of Exeter.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the report of the minority be substituted for the report of the majority?

Mr. French of Moultonborough withdrew his call for a division to allow another *viva voce* vote to be taken.

On a *viva voce* vote the report of the minority was substituted for the report of the majority.

The question being on the amendments proposed by the committee,

On a *viva voce* vote the amendments were adopted.

Mr. Sanborn of Gilmanton offered the following amendment:

Amend by striking out section 6 and substituting the following:

"SECT. 6. To provide the funds required by this act the state treasurer is hereby directed to annually assess a tax of one third mill on the dollar of the equalized valuation of the several cities, towns and places of the state, in addition to the usual tax assessed by annual warrant of the assessors and selectmen of the cities, towns and places of the state."

The question being on the amendment offered by Mr. Sanborn,

(Discussion ensued.)

Mr. Ahern of Concord moved the previous question.

The motion was seconded by Messrs. Rawson of Newport and Richardson (M. H.) of Littleton.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendment offered by Mr. Sanborn of Gilmanton,

On a *viva voce* vote the amendment was not adopted.

The bill was then ordered to a third reading.

On motion of Mr. Ahern of Concord, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 47, An act repealing an act of the Session Laws of 1909 entitled "An act amending section 52, chapter 79, of the Public Statutes, relating to fish and game," reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Ahern of Concord, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the secretary of state to be engrossed.

(The Speaker in the chair.)

Mr. French of Moultonborough, for the Committee on Appropriations, agreeably to law as provided by House Bills Nos. 174 and 175, passed this session, reported the following entitled bill, "House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten," with the recommendation that the bill ought to pass.

The report was accepted.

The first reading having commenced, Mr. Foster of Claremont moved that the further reading of the bill be dispensed with and the bill be read a first time by its title.

The question being on the motion of Mr. Foster,

(Discussion ensued.)

Mr. Foster withdrew his motion.

On motion of Mr. Wason of Nashua the rules were suspended and the bill read a first time by its title. The bill was then read a second time. On motion of the same gentleman the rules were further suspended, the bill laid upon the table to be printed and made a special order for Thursday, April 8, taking precedence over the general order at 10 o'clock.

Mr. French of Moultonborough, for the Committee on Appropriations, agreeably to law as provided by House Bills Nos. 174 and 175, passed this session, reported the following entitled bill, "House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven," with the recommendation that the bill ought to pass.

The report was accepted.

On motion of Mr. Wason of Nashua, the rules were suspended and the bill read a first time by its title. The bill was then read a second time. On motion of the same gentleman, the rules were further suspended, the bill laid upon the table to be printed and made a special order for Thursday, April 8, taking precedence over the general order at 10 o'clock.

On motion of Mr. Ahern of Concord, at 12.40 o'clock the House took a recess until 1.55 o'clock.

(After recess.)

Mr. Hollis of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 634, An act in amendment of an act passed at the session of 1909, entitled 'An act relative to sentences to the state prison,'" with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time. On motion of Mr. Hollis of Concord, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Wason of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 45, An act to provide for an issue of bonds to defray the expenses of establishing a state sanatorium for consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Wason of Nashua the rules were suspended, and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills and joint resolution, sent up from the House of Representatives:

House Bill No. 622, An act relating to the taxation of public service companies.

House Joint Resolution No. 33, Joint resolution for screening the outlet of Montgomery lake, in the town of Whitefield.

House Bill No. 111, An act to prohibit the soliciting of employment by attorneys at law.

The message further announced that the Senate concurred with the House of Representatives in the passage

of the following entitled bills, with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 360, An act to license pawnbrokers and regulate the conduct of their business.

Amend section 8 by adding after the word "license" in the second line thereof the following: "and shall be paid into the treasury of the city or town in which the license is to be in force," so that said section as amended shall read as follows:

"SECT. 8. The fee for such license or renewal thereof shall be fixed by the board which issues the license and shall be paid into the treasury of the city or town in which the license is to be in force, and no person in any city or town shall be required to pay a larger fee for said license than that required to be paid by any other person in the same city or town for a similar license; such license shall expire in one year after the date thereof and may be renewed upon application to the licensing board."

On motion of Mr. Leighton of Northwood, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

House Bill No. 564, An act in relation to the Union School District of the town of Littleton.

Amend by substituting the following section for section two:

"SECT. 2. At the annual meeting of the voters of said district for the year 1909, or any adjournment thereof, there shall be elected by ballot a Board of Education, to consist of three or five members, as the said meeting may determine; provided, if it is voted that the said board shall consist of three members, then one member shall be elected for one year, one for two years and one for three years, and thereafter one member shall be elected at each annual meeting of said district to serve three years, and provided,

further, if it is voted that the said board shall consist of five members, then one member shall be elected for one year, two for two years and two for three years, and thereafter, as the respective terms expire, a member, or members, shall be chosen for a term of three years to fill the vacancy, or vacancies, and in either event said members shall serve until their successors are elected and qualified."

On motion of Mr. Rawson of Newport, the House concurred in the amendment sent down by the Honorable Senate.

The bill was then sent to the Secretary of State to be engrossed.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 49, An act in amendment of chapter 114 of the Public Statutes, relating to the licensing of shows.

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Senate Bill No. 50, An act in relation to the village fire precinct of Wolfeboro.

Read a first and second time. On motion of Mr. Stevens of Somersworth, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 51, An act in amendment of an act entitled "An act to prohibit free transportation of passengers by common carriers," passed at this session.

Read a first and second time. On motion of Mr. Emerson of Milford, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchises of the North Shore Water Company.

The bill was read a first and second time, laid upon the table to be printed and referred to the Committee on Incorporations.

COMMITTEE REPORTS.

Mr. Ahern of Concord, for the Committee on Appropriations, to whom was referred House Bill No. 177, An act relating to taxation for the support of public schools, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

The question being on the resolution reported by the committee,

(Discussion ensued.)

Mr. Sanborn of Gilmanton moved that the bill and report be laid upon the table.

On a *viva voce* vote the negative prevailed.

Mr. Sanborn called for a division. Division being had, the vote was declared manifestly in the negative.

The question being on the resolution reported by the committee,

On a *viva voce* vote the affirmative prevailed.

Mr. Barnard of Manchester, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 635, An act authorizing the county of Hillsborough to issue bonds for the erection of a house of correction at Goffstown and Manchester," without recommendation.

The report was accepted and the bill read a first and second time.

On motion of Mr. Dunnington (H. E.) of Manchester, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Nason of Dover, for the Committee on Ways and Means, to whom was referred House Bill No. 16, An act for the taxation of forest lands and the timber thereon, reported the same without recommendation.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Hollis of Concord, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time.

The question being,

Shall the bill pass?

On a *viva voce* vote the negative prevailed.

Mr. Hollis of Concord called for a division.

Division being had, 195 gentlemen voted in the affirmative and 24 gentlemen voted in the negative and the bill passed and was sent to the Senate for concurrence.

Mr. Hollis of Concord, for the Committee on Judiciary, reported the following entitled bill, "House Bill No. 636, An act to legalize the votes and proceedings of school meeting in the town district of Warner held April 6, 1909," with the recommendation that the bill ought to pass.

The report was accepted and the bill read a first and second time.

On motion of Mr. Hollis of Concord, the rules were suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Osgood of Pittsfield, for the Committee on Fisheries and Game, to whom was referred Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905, 1907 re-

lating to fish and game, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

Mr. Forsaith of Manchester, for the Committee on Incorporations, to whom was referred Senate Bill No. 48, An act to incorporate No. 290, Fraternal Order of Eagles of Manchester, N. H., reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Keenan of Dover, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the secretary of state to be engrossed.

Mr. O'Neill of Walpole, for the Committee on Revision of the Statutes, to whom was referred Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Musgrove of Hanover, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the secretary of state to be engrossed.

REPORT OF THE COMMITTEE OF CONFERENCE OF THE SENATE AND HOUSE OF REPRESENTATIVES ON SENATE BILL 15.

Your Committee on Conference recommends that the Senate recede from its vote whereby it voted not to concur in the amendment adopted by the House of Representatives to Senate Bill No. 15, entitled "An act to provide for the nomination of party candidates by direct primary."

Your committee further recommends the adoption by the Senate and House of Representatives of the following amendments to said amendment adopted by the House of Representatives:

By inserting the word "and" after the word "town" in line 2, paragraph 1, section 2. By striking out the words "and ward officers" in line 3 of same paragraph, and inserting in place therof the word "elections," and by inserting after the word "except" in same line the words "as to elections of."

By adding at the end of paragraph 1, section 2, the following: "who shall be elected at each biennial election," so that said paragraph shall read: "SECT. 2. (1) This act shall not apply to special elections to fill vacancies nor to city, town and school district elections except as to elections of moderator and supervisors of the checklist who shall be elected at each biennial election."

By adding at the end of paragraph 2, section 2, the following, "for the biennial election of 1910."

By inserting at the end of paragraph 1, section 4, the following, "except presidential electors."

By inserting after paragraph 1, section 4, the following: "(2) At each such primary there shall be elected in each town and ward, from the legal voters in such town or ward, as many state delegates as such town or ward is entitled to elect representatives to the General Court at the election next following such primary."

By changing the number of paragraph 2, section 4, to paragraph 3.

By adding at the end of paragraph 1, section 5, the following, "and delegates to the state convention are to be elected."

By adding after the word "nominated" in line 12, paragraph 2, section 5, the following, "and delegates to be elected."

By inserting after the blank in line 14, paragraph 1,

section 6, the following, "(or for election as delegate to the state convention)."

By inserting after the word "nomination" in line 18, paragraph 1, section 6, the following, "or election."

By inserting after the word "office" in line 19, paragraph 1, section 6, the following, "or if elected as such delegate."

By striking out the word "and" after the word "moderator" in line 29, sub-paragraph b, paragraph 2, section 6.

By inserting after the word "checklist" in line 29, sub-paragraph b, paragraph 2, section 6, the following, "and delegates to state conventions."

By inserting at the end of paragraph 1, section 13, the following, "or the delegates of such party from their respective towns and wards."

By striking out the word "and" in line 6, paragraph 1, section 19, and by inserting after the word "representatives" in line 6, paragraph 1, section 19, the following, "and state delegates elected."

By inserting after the word "nominees" in line 10, paragraph 2, section 19, the following, "and state delegates."

By inserting after the word "nominees" in line 24, paragraph 3, section 19, the following, "and state delegates."

The above references to sections and lines refer to the printed bill hereto attached for reference.

GEO. H. TURNER,
CLARENCE I. HURD,
ROBERT P. BASS,
Senate Confrères.

EDWARD H. WASON,
ROBERT J. MERRILL,
House Confrères.

On motion of Mr. Ahern of Concord, the report was accepted.

The question being on the amendments proposed by the committee,

(Discussion ensued.)

Mr. Musgrove of Hanover moved the previous question.

The motion was seconded by Messrs. Clough of Lebanon and Burgess of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the amendments proposed by the committee,

On a *viva voce* vote the amendments were adopted.

The Committee on Conference, to whom was referred House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings," having considered the same, report and recommend that the amendment of the Senate to said bill be further amended, so that the last sentence of section 1 of said bill shall read as follows: "The provisions of this section shall not apply to any such factory building which shall be adequately equipped with fire proof stairways, or other means of exit, duly approved in writing by said officers;" and that the Senate agree to said amendment to its amendment and that the House concur in the amendment above written.

JOHN A. EDGERLY,
WM. M. CHASE,
F. W. LEEMAN,
On part of Senate.

TYLER E. GALE,
DARWIN J. FORSAITH,
ALLEN HOLLIS,
On part of House.

On motion of Mr. Ahern of Concord, the report was accepted.

The question being on the amendments proposed by the committee,

On a *viva voce* vote the amendments were adopted.

BILLS FORWARDED.

House Bill No. 627, An act to regulate the sale of concentrated commercial feeding stuffs.

Taken from the table and ordered to a third reading.

On motion of Mr. Chellis of Claremont, the rules were suspended and the bill made in order for a third reading and passage at the present time. The bill was then read a third time and passed and sent to the Senate for concurrence.

House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys on the permanent improvement of main highways throughout the state and in amendment of chapter 139, Laws of 1907."

Taken from the table.

Mr. Whitney of Rindge offered the following amendment:

In the last sentence of section 15, strike out the word "Fitzwilliam" and insert in place thereof the following words, "a point to be determined by the governor and council," so that said sentence as amended shall read as follows:

"The third route so designated shall extend from the Massachusetts state line at some point in Cheshire County to be determined by the governor and council along the Connecticut and Ammonoosuc valleys to the terminus of the east road at Colebrook, and shall be known as the west side road."

The question being on the amendment offered by Mr. Whitney,

On a *viva voce* vote the amendment was adopted.

Mr. Felker of Rochester moved that the bill be indefinitely postponed.

The question being on the motion of Mr. Felker,

(Discussion ensued.)

(Mr. Hackett of Portsmouth in the chair.)

Mr. Wagner (Augustus) of Manchester moved the previous question.

The motion was seconded by Messrs. Moreau and Clough of Manchester.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being on the motion of Mr. Felker,

On a *viva voce* vote the motion did not prevail.

Mr. Libby of Gorham called for a division. Division being had, 148 gentlemen voted in the affirmative and 156 gentlemen voted in the negative and the motion did not prevail.

(The Speaker in the chair.)

Mr. Libby of Gorham demanded the yeas and nays and the roll was called with the following result:

YEAS, 144.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Payne, Hepworth, French of East Kingston, Anderson, Cook, Carr of Greenland, Sanborn of Hampton Falls, Brown of Kensington, Chase of Londonderry, Marvin, Harvey, Humphreys, Poore, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Galligan, Fairbanks, Nason, Wesley, Wedgwood, Snell, Miller of New Durham, Clark of Rochester, Crocker, Felker, Kimball of Rochester, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Cressey, Morrill of Canterbury, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Brown of Concord, Gannon, Ford of Danbury, Lord, Lapointe, Bartlett of Hill, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Lane of Pittsfield, Prince, Pratt, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Newman, Hardy, Clyde, Tarbell, Friborg, Lawrence, Smith of Manchester, Worthen, Murray, Healy, Joyal, Hogan, Glynn, Reagan, Bean, Fuller, Wagner of Manchester, Ward 8, Lagerquist, Bailly of Manchester, Flaherty, Goodwin of Mason, Walbridge, Howard, Lucier, Chagnon, McLane, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Locke of Hinsdale, Poole of Jaffrey, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Kathan, Nelson.

SULLIVAN COUNTY.—Haskell, Chellis, Quimby.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Morrill of Bridgewater, Proctor, Barney, Hall, Musgrove, Fitts, Bailey of Haverhill, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Fellows, Libby, Clook, Hayes, Lyford, Jackson, Kimball.

NAYS, 166.

ROCKINGHAM COUNTY.—Brown of Auburn, Clark of Deerfield, Perkins, Stevenson, Weeks of Exeter, Corson, Lane of Hampton, Torrey, Leighton, Holmes, Hill of Plaistow, Hett, Jones of Portsmouth, Hackett, Philbrick, Hanscom, Clark of Portsmouth, Sawyer, Brown of Seabrook.

STRAFFORD COUNTY.—Keenan, Newton, Gray of Dover,

Pinkham, Marcotte, Babb, Stevens of Somersworth, Doe, Gastonguay, Beamish.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Follansbee, Smith of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Andrews of Conway, Merrow, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young.

MERRIMACK COUNTY.—Butler, Marden of Chichester, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Ahern, Chadwick, Jenks of Franklin, Head, Boutwell, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke.

HILLSBOROUGH COUNTY.—Cheever, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Roy, Corey of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Wheeler of Manchester, Curtis, Straw, Bickford, Blood, Belanger, Moreau, Nerbonne, Lafond, Emerson, Melzer, Swart, Osgood of Nashua, Sadler, Lampron, Wason, Taggart, McQuesten, Soucy.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Pike, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Avery of Campton, Wallace, Burt, Clough of Haverhill, Balch, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Dimick, Maynard, Merrill of Thornton.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr,

Spaulding, Evans, Baker of Whitefield, Smith of Whitefield.

Mr. Weston of Derry was paired with Mr. Delacombe of Nashua; Mr. Wood of Farmington was paired with Mr. Bennett of Tuftonboro; Mr. Rand of Laconia was paired with Mr. Fisk of Charlestown; Mr. Shackford of Conway was paired with Mr. Farrand of Concord; Mr. Avery of Effingham was paired with Mr. Penniman of Plainfield; Mr. Chase of Hart's Location was paired with Mr. Miller of Haverhill; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. Upton of Hancock was paired with Mr. Baker of Hillsborough; Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Trombly of Nashua was paired with Mr. O'Toole of Nashua; Mr. Woodward of Nashua was paired with Mr. Giles of Pelham; Mr. Ducharme of Nashua was paired with Mr. Gaffney of Nashua;

and the motion did not prevail.

The bill was then ordered to a third reading.

Mr. Wason of Nashua moved that the rules be suspended and the bill made in order for a third reading by its title and passage at the present time.

The question being on the motion of Mr. Wason,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

Mr. Humphreys of Portsmouth called for a division. Division being had, 180 gentlemen voted in the affirmative and 100 gentlemen voted in the negative and the motion did not prevail.

Mr. Chaplin of Fitzwilliam demanded the yeas and nays, but subsequently withdrew his demand.

UNFINISHED BUSINESS.

Mr. Roy of Manchester called for the unfinished business, House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities.

Mr. Emerson of Milford moved that the House adjourn.

On a *viva voce* vote the motion did not prevail.

Mr. Dodge of Lincoln called for a division. Division being had, 175 gentlemen voted in the affirmative and 69 gentlemen voted in the negative and the motion prevailed, and at 5.25 o'clock the House was declared adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

The following gentlemen were granted leave of absence: Messrs. Sampson of Somersworth, Hebert of Manchester and Jones of Gilford.

Mr. Libby of Gorham moved that the House adjourn, but subsequently withdrew his motion.

On motion of Mr. Emerson of Milford, House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid for the expenditure of other public moneys on the permanent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907," was laid upon the table and made the third special order preceding the regular order of business Thursday morning at 10 o'clock.

THIRD READINGS.

House Bill No. 607, An act in amendment of chapter 92, Laws of 1889, entitled "An act to prohibit the deposit of sawdust, shavings, or other refuse in the Wildcat stream in the town of Jackson."

Read a third time,

The question being,

Shall the bill pass?

Mr. Anderson of Exeter moved that the bill be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Anderson called for a division and with the call

pending moved that the bill and the call for a division be laid upon the table and made a special order but subsequently withdrew his motion.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

On motion of Mr. Ahern of Concord, at 5.52 o'clock the House took a recess until 8 o'clock.

(After recess.)

THIRD READINGS.

House Joint Resolution No. 85, Joint resolution for designated highways.

House Joint Resolution No. 82, Joint resolution in favor of Long Island bridge and raising the same, for the improvement of navigation in Lake Winnipesaukee.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in defending their rights to seats in this House.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the State Library building.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of seventy-five dollars for screening the outlet of Silver lake in the town of Madison.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England fruit show.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

(Mr. Dodge of Lincoln in the chair.)

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

Severally read a third time and passed and sent to the Senate for concurrence.

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

Mr. Toothaker of Berlin moved that the bill be laid upon the table, but subsequently withdrew his motion.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Bill No. 267, An act to regulate trolling.

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

Severally read a third time and passed and sent to the Senate for concurrence.

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws 1901, relating to the catching of smelt.

Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town.

Severally read a third time and passed and sent to the Secretary of State to be engrossed.

House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms.

Read a third time.

The question being,

Shall the bill pass?

(Discussion ensued.)

On a *viva voce* vote the bill passed and was sent to the Senate for concurrence.

Senate Bill No. 37, An act in amendment of chapter 79,

Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

Read a third time and passed, and sent to the Secretary of State to be engrossed.

Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds.

Read a third time.

The question being,

Shall the bill pass?

Mr. Barnard of Manchester moved that the rules be suspended and the bill put back upon its second reading.

The question being on the motion of Mr. Barnard,

(Discussion ensued.)

On a *viva voce* vote the motion prevailed.

Mr. Stevenson of Exeter offered the following amendment:

Amend the bill by adding at the end of section 1 the words: "but the county shall pay for the official bond of said treasurer, but this amendment shall not include the counties of Hillsborough and Sullivan."

The question being on the amendment,

(Discussion ensued.)

Mr. Lucier of Nashua moved that the amendment be laid upon the table.

On a *viva voce* vote the motion did not prevail.

Mr. Stevenson of Exeter withdrew his amendment.

Mr. Ahern of Concord offered the following amendment:

Amend by adding at the end of section 1 the words: "the county shall provide the bond of the treasurer, except in cases where the salary of the treasurer includes a sum for providing a bond."

The question being on the amendment offered by Mr. Ahern,

On motion of Mr. Marden of Concord, the bill and amendment was recommitted to the Committee on Judiciary.

(The Speaker in the chair.)

UNFINISHED BUSINESS.

Mr. Roy of Manchester called for the unfinished business, House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Mr. Madden of Keene moved that the bill and accompanying reports be indefinitely postponed.

The question being on the motion of Mr. Madden,

(Discussion ensued.)

On a *viva voce* vote the motion did not prevail.

The question being,

Shall the report of the minority be substituted for the report of the majority?

On a *viva voce* vote the report of the minority was substituted for the report of the majority.

The question being on the amendment offered by the committee,

On a *viva voce* vote the amendment was adopted and the bill ordered to a third reading.

On motion of Mr. Clough of Manchester, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. Sanborn of Gilmanton called for the unfinished business, his motion to reconsider the vote whereby the House accepted the resolution of the committee that it is inexpedient to legislate on House Bill No. 188, An act in amendment of section 1 of the Session Laws of 1897, providing for the election of railroad commissioners, members

of the board of equalization, and the nomination of candidates for the United States Senate.

The question being on the motion to reconsider,

(Discussion ensued.)

Mr. Howe of Concord raised the point of order that the title of the bill was not in conformity to the rules of the House and that therefore the bill had no standing in the House.

The Speaker ruled the point of order well taken.

Mr. Libby of Gorham called for the unfinished business, House Bill No. 92, An act in amendment of chapter 55 of the Public Statutes, relating to the taxation of land held by a city, town or precinct in another city or town for a water supply.

The question being,

Shall the report of the minority be substituted for the report of the majority?

(Discussion ensued.)

Mr. Wyman of Manchester moved the previous question.

The motion was seconded by Messrs. Clough and Burgess of Manchester.

The question being,

Shall the main question now be put?

On motion of Mr. Madden of Keene, at 10.01 o'clock the House adjourned.

THURSDAY, APRIL 8, 1909.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

On motion of Mr. Ahern of Concord, the rules were suspended and business in order at 11 o'clock was made in order at the present time.

LEAVE OF ABSENCE.

Mr. Dickey of Manchester was granted leave of absence for the day on account of sickness.

Mr. French of Moultonborough asked unanimous consent to introduce the following joint resolution, "House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others," with the recommendation that the joint resolution ought to pass.

The report was accepted and the joint resolution read a first time.

On motion of Mr. French of Moultonborough, the rules were suspended and the joint resolution read a second time by its enacting clause.

On motion of the same gentleman, the rules were further suspended, the printing of the joint resolution dispensed with and the joint resolution made in order for a third reading by its enacting clause at the present time.

The joint resolution was then read a third time and passed and sent to the Senate for concurrence.

Agreeably to a previous notice, Mr. Felker of Rochester moved that the rules of the House be so far suspended as to permit at this time a motion to reconsider the vote of Tuesday, April 6, whereby the House passed House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners.

Mr. Hollis of Concord raised the point of order that the gentleman had not given notice of reconsideration.

The Speaker ruled the point of order not well taken as notice had been given by Mr. Wallace of Canaan.

Mr. Felker of Rochester withdrew his motion.

Mr. Ahern of Concord moved that the rules be suspended and that the notice given by Mr. Wallace of Canaan be vacated and the bill proceed on its course.

On a *viva voce* vote the motion prevailed and the bill was sent to the Senate for concurrence.

SPECIAL ORDERS.

Mr. French of Moultonborough called for the first special order, House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten.

The question being,

Shall the bill be read a third time?

Mr. Woodward of Nashua offered the following amendment:

Amend the section referring to expenses for the Insurance commissioners' department by striking out the figures "$1,300" for clerical expenses and insert the figures "$1,000."

Further amend by adding at the end of the said section the words "The insurance commissioner shall devote his whole time to the office."

The question being on the amendment offered by Mr. Woodward of Nashua,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr. French of Moultonborough offered the following amendment:

Amend the section relating to the insurance commissioner's department by striking out the figures "$6,000" and insert the figures "$5,700."

On a *viva voce* vote the amendment was adopted.

Mr. Cutter of Jaffrey offered the following amendment:

Strike out in section 1 the appropriation of $2,725 for the Labor Bureau department.

The question being on the amendment,

(Discussion ensued.)

Mr. Musgrove of Hanover offered the following amendment to the amendment:

Amend said amendment by adding the words at the end

thereof, "This amendment abolishes the Labor Bureau department."

Mr. Emerson of Milford raised the point of order that the amendment was not germane.

The Speaker ruled the point of order well taken.

The question being on the amendment offered by Mr. Cutter of Jaffrey,

(Discussion ensued.)

On a *viva voce* vote the Speaker was in doubt.

Mr. Buffum of Winchester called for a division.

Division being had, 173 gentlemen voted in the affirmative and 73 gentlemen voted in the negative and the amendment was adopted.

Mr. Woodbury of Woodstock demanded the yeas and nays, but subsequently withdrew his call.

Mr. French of Moultonborough offered the following amendment:

Amend on the sixth page under the heading State Prison Department, as follows:

For salary of prison physician, Five hundred dollars.

Amend the title by striking out "2" and inserting in place thereof "7," so that the whole amount will be $8,700.

On a *viva voce* vote the amendment was adopted.

Mr. Sanborn of Gilmanton offered the following amendment:

Strike out the last line on page 4 and the first two lines on page 5 of the printed bill.

The question being on the amendment,

(Discussion ensued.)

Mr. Sanborn of Gilmanton withdrew his amendment and offered the following amendment:

Strike out the last line on page 4 and the second line on page 5 of the printed bill.

The question being on the amendment,

(Discussion ensued.)

On a *viva voce* vote the amendment was not adopted.

Mr Dodge of Lincoln moved the previous question.

The motion was seconded by Messrs. Thompson of Concord and Brown of Seabrook.

The question being,

Shall the main question now be put?

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill be read a third time?

On motion of Mr. French of Moultonborough, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

On a *viva voce* vote the motion prevailed.

Mr. Libby of Gorham demanded the yeas and nays, but subsequently withdrew his demand.

The bill was then read a third time and passed and sent to the Senate for concurrence.

Mr. French of Moultonborough called for the second special order, House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven.

On motion of Mr. Emerson of Milford, the amendments to House Bill No. 632 were made to apply to the bill under discussion.

Mr. Dodge of Milford moved the previous question.

The motion was seconded by Messrs. Wason of Nashua and Rawson of Newport.

The question being,

Shall the main question now be put?

Mr. Felker of Rochester demanded the yeas and nays, but subsequently withdrew his demand.

On a *viva voce* vote the previous question was ordered.

The question being,

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading.

Mr. French of Moultonborough moved that the rules be suspended and the bill made in order for a third reading and passage at the present time.

Mr. Libby of Gorham demanded the yeas and nays and the roll was called with the following result:

YEAS, 315.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Lang, Rand of Chester, Currier of Danville, Clark of Deerfield, Payne, Hepworth, Weston, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Corson, Lane of Hampton, Sanborn of Hampton Falls, Cilley, Chase of Londonderry, Kennedy, Leighton, Hill of Plaistow, Hett, Hackett, Philbrick, Casey, Hanscom, Humphreys, Clark of Portsmouth, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Fogg, Wedgwood, Wood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Marcotte Babb, Kimball of Rochester, Fournier, Stevens of Somersworth, Doe, Gastonguay, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Merrow, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Bennett, Young, Tobey.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin,

Butler, Rogers, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Burnham, Lapointe, Morrison, Holt of Franklin, Jenks of Franklin, Falvey, Bartlett of Hill, Head, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Pratt, Davis of Warner.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Baker of Hillsborough, Newman, Hardy, Tarbell, Sayers, Richer, Dey, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Cavanaugh, Hogan, Glynn, Bean, Curtis, Dunnington of Manchester, Ward 6, Straw, Bickford, Blood, Lagerquist, Donnelly, Belanger, Moreau, Nerbonne, Bailly of Manchester, Lee, Flaherty, Goodwin of Mason, Butterfield, Emerson, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Lampron, Woodward, Gaffney, Wason, Lucier, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Delacombe, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, O'Neill, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria Cheney, Southard, Parker of Benton, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Wallace, Carlton, Burt, Barney, Hall, Musgrove, Fitts, Miller of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Feeney, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Hebberd, Clook, Lyford, Evans, Jackson, Baker of Whitefield, Smith of Whitefield.

NAYS, 21.

ROCKINGHAM COUNTY.—Marvin, Torrey, Holmes, Jones of Portsmouth, Alexander.

STRAFFORD COUNTY.—Felker, Kearns.

CARROLL COUNTY.—Gilman.

MERRIMACK COUNTY.—Elliott of Concord, Prince.

HILLSBOROUGH COUNTY.—Joyal, Reagan, Fuller, Wagner of Manchester, Ward 8, Melzer, Finning.

GRAFTON COUNTY.—Elms.

COOS COUNTY.—Libby, Wentworth, Hayes, Kimball of Stratford.

and the bill was ordered to a third reading.

The bill was then read a third time.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed.

Mr. Libby of Gorham demanded the yeas and nays and the roll was called with the following result:

YEAS, 317.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Payne, Hepworth, Weston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Carr of Greenland, Corson, Lane of Hampton, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Chase of Londonderry, Marvin, Kennedy, Harvey, Leighton, Hill of Plaistow, Hett, Jones of Portsmouth, Philbrick, Casey, Hanscom, Humphreys, Clark of Portsmouth, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wedgwood, Wood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Marcotte, Beaudoin, Babb, Kimball of Rochester, Fournier, Stevens of Somersworth, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Currier of Belmont, Jones of Gilford, Sanborn of Gilmanton, Avery of Laconia, Dow, Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Merrow, Gray of Jackson, Gilman, French of Moultonborough, Huckins of Ossipee, Weed, Robertson of Tamworth, Bennett, Young, Tobey.

MERRIMACK COUNTY.—Durgin, Butler, Cressey, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Gannon, Ford of Danbury, Lord, Lapointe, Morrison, Holt of Franklin, Jenks of

Franklin, Falvey, Head, Boutwell, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Pratt, Davis of Warner.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Corey of Brookline, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Newman, Hardy, Clyde, Tarbell, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Hurd, Roy, Friborg, Lawrence, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Trudel, Wheeler of Manchester, Worthen, Hogan, Glynn, Bean, Dunnington of Manchester, Ward 6, Straw, Blood, Lagerquist, Donnelly, Belanger, Moreau, Nerbonne, Bailly of Manchester, Flaherty, Lafond, Butterfield, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Trombly, Woodward, Gaffney, Wason, Lucier, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Delacombe, McLane, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Andrew of Dublin, Chaplin, Wilder, Bemis, Locke of Hinsdale, Pike, Poole of Jaffrey, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Jones of Keene, Robertson of Keene, Madden, Mason of Marlborough, Honey, Bullock, Whitney, Goodnow of Sullivan, Clement, Hanna, Brown of Troy, Prentiss, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Johnson, Rawson, Barker, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Morrill of Bridgewater, Proctor, Avery of Campton, Wallace, Carlton, Burt, Barney, Musgrove, Fitts, Miller of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Dodge of Lincoln, Parker of Lisbon, Richardson (Fred E.) of Littleton, Rich-

ardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Goodwin of Wentworth, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Paquet, Nilson, Fellows, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Guernsey, Wentworth, Hebberd, Clook, Hayes, Lyford, Evans, Jackson Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 13.

ROCKINGHAM COUNTY.—Torrey.

STRAFFORD COUNTY.—Felker, Kearns.

MERRIMACK COUNTY.—Prince.

HILLSBOROUGH COUNTY.—Joyal, Reagan, Fuller, Goodwin of Mason, Finning.

GRAFTON COUNTY.—Gray of Alexandria, Hall.

COOS COUNTY.—Libby, Kimball of Stratford.

Mr. Wyman of Manchester was paired with Mr. Curtis of Manchester; Mr. Corey of Manchester was paired with Mr. Smith of Manchester;

and the bill passed and was sent to the Senate for concurrence.

SPECIAL ORDER.

Mr. Emerson called for the special order, House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys on the permanent improvement of main highways throughout the state and in amendment of chapter 139, Laws of 1907."

The third reading being in order, Mr. Emerson of Milford moved that the rules be suspended, the bill read a third time by its title and put upon its passage.

Mr. Emerson of Milford moved the previous question.

The motion was seconded by Messrs. Wason of Nashua and Dodge of Lincoln.

The question being,

Shall the main question now be put?

Mr. Libby of Gorham demanded the yeas and nays and the roll was called with the following result:

YEAS, 215.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Rand of Chester, Currier of Danville, Weston, French of East Kingston, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Sanborn of Hampton Falls, Cilley, Marvin, Torrey, Kennedy, Harvey, Leighton, Holmes, Hill of Plaistow, Jones of Portsmouth, Hackett, Philbrick, Casey, Hanscom, Clark of Portsmouth, Poore, Sawyer, Rand of Sandown, Brown of Seabrook, Carr of South Hampton.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wedgwood, Wood, Snell, Pinkham, Clark of Rochester, Marcotte, Babb, Kimball of Rochester, Fournier, Doe, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Durgin, Marden of Chichester, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Ford of Danbury, Lord, Chadwick, Lapointe, Morrison, Jenks of Franklin, Bartlett of Hill, Head, Boutwell, Barnard of Newbury, Baker of

Pembroke, Weeks of Pembroke, Hill of Pembroke, Lane of Pittsfield, Osgood of Pittsfield, Davis of Warner.

HILLSBOROUGH COUNTY.—Farley, George of Goffstown, Cheever, Gale, Hardy, Clyde, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Roy, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Wheeler of Manchester, Worthen, Straw, Bickford, Blood, Lagerquist, Donnelly, Belanger, Moreau, Flaherty, Butterfield, Emerson, Melzer, Walbridge, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, McQuesten, Desmarais, Delacombe, McLane, Giles, Temple.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Chaplin, Wilder, Bemis, Pike, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Kathan.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Cutting, Gocha, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Morrill of Bridgewater, Avery of Campton, Wallace, Carlton, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Stevens of Landaff, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Myron H.) of Littleton, Mooney, Horton of Orford, Maynard, Huckins of Plymouth, Merrill of Thornton, Woodbury.

COOS COUNTY.—Toothaker, Cole, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Guernsey, Wentworth, Evans, Noyes, Kimball of Stratford, Smith of Whitefield.

NAYS, 101.

ROCKINGHAM COUNTY.—Lang, Payne, Hepworth, Carr of Greenland, Lane of Hampton, Brown of Kensington, Chase of Londonderry, Hett, Humphreys, Wheeler (Benjamin R.) of Salem, Dining, Alexander.

STRAFFORD COUNTY.—Miller of New Durham, Crocker, Felker, Beaudoin, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—French of Moultonborough, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Gannon, Holt of Franklin, Lovering, Shepard, Chase of Northfield, Prince, Pratt.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, Newman, Tarbell, Friborg, Lawrence, Joyal, Glynn, Bean, Fuller, Wagner of Manchester, Ward 8, Nerbonne, Bailly of Manchester, Lee, Lafond, Goodwin of Mason, Lucier, Ducharme, Jones of Peterborough, Peaslee.

CHESHIRE COUNTY.—Locke of Hinsdale, Poole of Jaffrey, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Buffum, Nelson.

SULLIVAN COUNTY.—Haskell, Chellis, Quimby, Russell, Penniman.

GRAFTON COUNTY.—Gray of Alexandria, Proctor, Barney, Hall, Musgrove, Fitts, Clough of Lebanon, Stearns, Messenger, Lemieux, Elms, Smith of Monroe, Ford of Orange, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Libby, Hebberd, Clook, Hayes, Lyford.

Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Wyman of Manchester was paired with Mr. Curtis of Manchester; Mr. Hogan of Manchester was paired with Mr. Reagan of Manchester; Mr. Corey of Manchester was paired with Mr. Smith of Manchester;

and the previous question was ordered.

The question being on the motion of Mr. Emerson of Milford that the rules be suspended, the bill read a third time by its title and put upon its passage,

Mr. French of Moultonborough moved that with this motion pending the House take a recess until 1.55 o'clock.

On a *viva voce* vote the motion did not prevail.

Mr. Libby of Gorham demanded the yeas and nays, and the roll was called with the following result:

YEAS, 129.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Payne, Hepworth, French of East Kingston, Ladd, Cook, Carr of Greenland, Corson, Lane of Hampton, Brown of Kensington, Chase of Londonderry, Marvin, Harvey, Hill of Plaistow, Hett, Humphreys, Wheeler (Benjamin R.) of Salem, Rand of Sandown, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Wedgwood, Wood, Snell, Miller of New Durham, Crocker, Felker, Kimball of Rochester, Stevens of Somersworth, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—Merrow, French of Moultonborough, Bennett.

MERRIMACK COUNTY.—Durgin, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Danforth, Gannon, Ford of Danbury, Lord, Lapointe, Bartlett of Hill, Lovering, Shepard, Chase of Northfield, Lane of Pittsfield, Prince.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Jenks of Goffstown, Gale, Newman, Hardy, Roy, Friborg, Lawrence, Joyal, Glynn, Fuller, Wagner of Manchester, Ward 8, Bailly of Manchester, Goodwin of Mason, Melzer, Swart, Lucier, McLane, Jones of Peterborough, Temple.

CHESHIRE COUNTY.—Wilder, Locke of Hinsdale, Poole of Jaffrey, Cutter, George of Keene, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Buffum, Nelson.

SULLIVAN COUNTY.—Foster, Haskell, Chellis, Quimby, Penniman.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Morrill of Bridgewater, Proctor, Barney, Bailey of Haverhill, Clough of Lebanon, Messenger, Lemieux, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Fellows, Libby, Wentworth, Clook, Hayes, Jackson.

NAYS, 188.

ROCKINGHAM COUNTY.—Brown of Auburn, Clark of Deerfield, Weston, Perkins, Stevenson, Weeks of Exeter, Sanborn of Hampton Falls, Cilley, Torrey, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Casey, Hanscom, Clark of Portsmouth, Sawyer, Brown of Seabrook.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Pinkham, Clark of Rochester, Marcotte, Babb, Doe, Reed.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Follansbee, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Chase of Hart's Location, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Marden of Chichester, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Chadwick, Morrison, Holt of Franklin,

Jenks of Franklin, Falvey, Head, Boutwell, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Osgood of Pittsfield, Pratt, Davis of Warner.

HILLSBOROUGH COUNTY.—Cheever, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Wheeler of Manchester, Worthen, Bean, Straw, Bickford, Lagerquist, Belanger, Moreau, Flaherty, Lafond, Butterfield, Emerson, Walbridge, Howard, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Wason, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Delacombe, Giles, Peaslee.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Bemis, Pike, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Cutting, Gocha, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Gordon, Avery of Campton, Wallace, Carlton, Hall, Miller of Haverhill, Clough of Haverhill, Balch, Dodge of Lincoln, Parker of Lisbon, Hoskins, Maynard, Huckins of Plymouth, Merrill of Thornton, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Guernsey, Evans, Kimball of Stratford, Smith of Whitefield.

Mr. Anderson of Exeter was paired with Mr. Stevens of Landaff; Mr. Wyman of Manchester paired with Mr. Curtis of Manchester; Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Hogan of Manchester was paired with Mr. Reagan of Manchester; Mr. Chaplin of Fitzwilliam was paired with Mr. Musgrove of Hanover; Mr. Corey of Manchester was paired with Mr. Smith of Manchester;

and the motion did not prevail.

Mr. Marvin of Newcastle rose to a question of personal privilege and made the following statement in writing:

Seeing a piece in this morning's Manchester *Union* relating to the proposed trolley road to Newcastle and referring to me as a member of the House, I would say that President Tuttle sent me a very polite and nice letter on receiving my petition, saying at this time, in view of depressed conditions of their local electric roads, that they could not see fit to build the extension to Newcastle, there being no one personally willing to invest his money in that road, and that the Boston & Maine Railroad has given me very courteous treatment in the matter. I have never considered that the petition was designedly delayed on the part of President Tuttle of the Boston & Maine Railroad; furthermore, I had no intention of asking for a charter for such an electric road from this legislature, and know of no one in Newcastle or elsewhere who did so intend. And finally, I wish to state that such an article as was published was not authorized by me.

OLIVER B. MARVIN.

Mr. Libby of Gorham moved that the bill be indefinitely postponed.

The Speaker ruled the motion out of order.

The question being on the motion of Mr. Emerson of Milford that the rules be suspended, the bill read a third time by its title and put upon its passage,

Mr. Felker of Rochester demanded the yeas and nays.

Mr. Libby of Gorham moved that with the demand pending the House adjourn.

Mr. Ahern of Concord raised the point of order that the motion was dilatory as the previous vote was on practically the same question.

The Speaker ruled the point of order well taken.

The question being on the motion of Mr. Emerson of Milford that the rules be suspended, the bill be read a third time by its title and put upon its passage.

Mr. Felker of Rochester withdrew his demand for the yeas and nays.

On a *viva voce* vote the motion prevailed and the bill was read a third time.

The question being,

Shall the bill pass?

On motion of Mr. Ahern of Concord with the motion pending the House took a recess until 1.55 o'clock.

(After recess.)

On motion of Mr. Wason of Nashua the rules were suspended to allow of the introduction of a resolution.

Mr. Wason of Nashua introduced the following resolution:

Resolved, That debate be limited to 15 minutes on each side of the question on the pending bill.

The question being on the resolution offered by Mr. Wason of Nashua,

(Discussion ensued.)

On a *viva voce* vote the resolution was adopted.

The question being,

Shall the bill pass?

(Mr. Hackett of Portsmouth in the chair.)

(Discussion ensued.)

Mr. Felker of Rochester demanded the yeas and nays.

(The Speaker in the chair.)

The roll was called with the following result:

YEAS, 174.

ROCKINGHAM COUNTY.—Brown of Auburn, Clark of Deerfield, Weston, French of East Kingston, Perkins, Stevenson, Weeks of Exeter, Lane of Hampton, Sanborn of Hampton Falls, Cilley, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Hanscom, Clark of Portsmouth, Sawyer, Brown of Seabrook.

STRAFFORD COUNTY.—Seavey, Keenan, Newton, Fairbanks, Gray of Dover, Nason, Wedgwood, Pinkham, Marcotte, Babb, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Marden of Chichester, Danforth, Hollis, Rolfe, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Chadwick, Jenks of Franklin, Head, Boutwell, Barnard of Newbury, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Clyde, Clough of Manchester, Phelps, Barnard of Manchester, Straw, Belanger, Emerson, Melzer, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, O'Toole, Chagnon, McQuesten, Soucy, Ducharme, Desmarais, Delacombe, Preston of New Ipswich, Giles.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Pike, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Cutting, Gocha, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Gordon, Avery of Campton, Wallace, Carlton, Burt, Miller of Haverhill, Clough of Haverhill, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of

Littleton, Mooney, Maynard, Huckins of Plymouth, Merrill of Thornton, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Guernsey, Evans, Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 131.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Rand of Chester, Currier of Danville, Payne, Hepworth, Cook, Carr of Greenland, Brown of Kensington, Chase of Londonderry, Torrey, Harvey, Hill of Plaistow, Casey, Humphreys, Poore, Rand of Sandown, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Foss, Fogg, Wood, Snell, Miller of New Durham, Clark of Rochester, Crocker, Felker, Kimball of Rochester, Stevens of Somersworth, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—French of Moultonborough, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Blanchard, Brown of Concord, Gannon, Ford of Danbury, Lapointe, Holt of Franklin, Bartlett of Hill, Lovering, Shepard, Lane of Pittsfield, Prince, Pratt, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, Baker of Hillsborough, Newman, Hardy, Tarbell, Trudel, Wagner of Manchester, Ward 8, Lafond, Goodwin of Mason, Butterfield, Walbridge, Howard, Taggart, McLane, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Locke of Hinsdale, Poole of Jaffrey, Cutter, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Kathan, Nelson.

SULLIVAN COUNTY.—Fisk, Haskell, Chellis, Quimby, Russell, Penniman.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Morrill of Bridgewater, Proctor, Barney, Hall, Musgrove, Fitts, Bailey of Haverhill, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Libby, Wentworth, Hebberd, Clook, Hayes, Lyford, Jackson, Kimball of Stratford.

Mr. Wheeler (Benjamin R.) of Salem was paired with Mr. Wagner, Ward 2, Manchester; Mr. Lang of Candia was paired with Mr. Otis of Dover; Mr. Cushman of Dover was paired with Mr. Cheever of Greenland; Mr. Wesley of Dover was paired with Mr. Galligan of Dover; Mr. Follansbee of Laconia was paired with Mr. Lord of Dunbarton; Mr. Mason of Concord was paired with Mr. Anderson of Exeter; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. George of Goffstown was paired with Mr. Moreau of Manchester; Mr. Wyman of Manchester was paired with Mr. Lucier of Nashua; Mr. Barron of Carroll was paired with Mr. Hurd of Manchester; Mr. Lawrence of Manchester was paired with Mr. Dunnington of Manchester, Ward 4; Mr. Curtis of Manchester was paired with Mr. Fuller of Manchester; Mr. Wheeler of Manchester was paired with Mr. Joyal of Manchester; Mr. Reagan of Manchester was paired with Mr. Hogan of Manchester; Mr. Smith of Manchester was paired with Mr. Corey of Manchester;

and the bill passed.

Unanimous consent was given Mr. Morrill of Canterbury to state his reasons for his vote and the same was ordered entered on the records.

CONCORD, N. H., April 8, 1909.

To the Speaker of the House of Representatives:

In explanation of my vote in the negative on House Bill No. 191, I desire to give a few of my reasons, as follows:

(1) That this financial gigantic scheme is not sufficiently well matured. The gentleman from Milford, Mr. Emerson, representing that not one mile of road will be added to the highways of the state, we submit that the best results to the state cannot be secured in that way. Dangerous grade crossings will still exist in Concord and in the Merrimack valley above, which can be saved by crossing all three of the railroads at Bridge Street in Concord.

(2) Nothing is said in this bill, or by its advocates to ever "do away" with any grade crossings that now exist.

(3) It is a waste of the people's money to build a state road on some ten (10) miles or more of sandy road underlaid with water mains and branches, most of the route further complicated with sewer pipes and a street railway where it is always liable to be dug up.

I will confine my criticisms to the Merrimack valley road, though some of it may apply to the other two roads.

How much of the road south of Concord is underlaid with water and sewer mains and branches, I am unable to estimate.

(4) It is an injustice to the traveling public to compel them to travel the longer route when there is a shorter route on the east side of the Merrimack river to Laconia, with fine views and scenery commencing within three miles of the state house.

(5) It is an injustice to the inhabitants living on the shorter route, some of whom own, or will soon own, automobiles, who lack good railroad facilities, and who are now petitioning for relief.

(6) It is an injustice and an ever-present danger to the people living on the electric car line between Concord and Penacook. At times the dust raised by the automobiles is

intolerable and the people, especially at West Concord, where 75 automobiles have passed by in one day, are seriously inconvenienced and endangered while going to the postoffice, railroad depot and the 15-minute service enjoyed on the electric road.

Inasmuch as I have not asked for the unanimous consent of the House during the entire session and was denied the chance to ask for it now, I cheerfully accept even this opportunity to state that I commenced my actual citizenship by securing one of the few Canterbury roads that were built where God and Nature favored their location, at an expense of one thousand dollars to my father and one hundred and fifty dollars to myself before I owned a horse to drive over it, and have been on record for good roads ever since, and now own a right of way across a large farm in East Concord, New Hampshire, for any kind of a road that may be asked for "and surveys therefor."

Whenever and *wherever* necessary, the state of Massachusetts has surveyed and built her state roads outside of the old roads often on firmer and higher ground, and thereby making it possible to acquire flowage rights that are now very valuable to the owners, and greatly enhancing the previous value of the property.

It would seem that a subject of such vast importance should receive from the Governor and Council and all others in authority a more careful and thorough investigation than can be made by passing up and down our valleys on an automobile tour. I have only to add that I was instructed at our annual town meeting to vote against the so-called "Million Dollar Road" bill, and I feel duty bound to carry out their instructions.

Respectfully submitted,

GEORGE P. MORRILL,
Representative from Canterbury.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of the sons of New Hampshire who rendered gallant service in the War of the Rebellion.

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

House Bill No. 635, An act authorizing the county of Hillsborough to issue bonds for the erection of a house of correction at Goffstown and Manchester.

House Bill No. 634, An act in amendment of an act passed at the session of 1909, entitled "An act relative to sentences to the state prison."

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the school district of Wakefield, holden on the ninth day of March, 1909.

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 602, An act to define the duties of the treasurer of the state board of license commissioners with reference to public funds.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

House Bill No. 580, An act in amendment of chapter 95, Laws 1903, entitled "An act to regulate the traffic in intoxicating liquor."

House Bill No. 414, An act abolishing the common council of the city of Nashua, and changing the date of the city election.

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in Amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.'"

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln.

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake.

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following resolution:

Resolved, by the House of Representatives, the Senate concurring, that the present session of the legislature be brought to a final adjournment on Friday, April 9, at twelve o'clock noon.

The message further announced that the Senate had granted the request of the House of Representatives for a

committee on conference in relation to the Senate amendments to House Bill No. 48, entitled "An act to prohibit the manufacture and sale of cocaine and articles containing cocaine," and the President had named as members of such committee on the part of the Senate, Senators Calley, Edgerly and Adams.

The message also announced that the Senate had passed bills with the following titles, in the passage of which it asked the concurrence of the House of Representatives:

Senate Bill No. 52, An act to enable the town of Hampton to raise by taxation the sum of one thousand dollars for the purpose of procuring a chemical engine by a levy on a part of the property in said town.

The bill was read a first and second time. On motion of Mr. Hurd of Manchester the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time, passed and sent to the Secretary of State to be engrossed.

Senate Bill No. 53, An act to amend the charter of the city of Berlin.

On motion of Mr. Toothaker of Berlin the rules were suspended and the bill read a first time by its title. The bill was then read a second time. On motion of the same gentleman the rules were further suspended, the printing of the bill dispensed with and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 530, An act to prohibit free transportation of passengers by carriers.

Senate Bill No. 30, An act in relation to telephones and installing the same.

House Bill No. 555, An act in relation to dividends of savings banks.

House Bill No. 616, An act to incorporate the Farmers' Mutual Fire Insurance Company of Bartlett, Jackson and Conway.

House Bill No. 517, An act relating to negotiable instruments (being an act to establish a law uniform with the laws of other states on that subject).

House Bill No. 626, An act to authorize the Meredith Village Fire District to refund its bonds.

Senate Bill No. 25, An act relating to the terms of the superior court in and for the county of Grafton, and to abolish the judicial districts now existing in said county.

Senate Bill No. 29, An act in addition to and in amendment of chapter 10 of the Public Statutes relating to the commitment and support of insane persons.

House Joint Resolution No. 17, Joint resolution appointing a commission to investigate and report on the subject of establishing a dam on the Piscataqua river.

House Joint Resolution No. 84, Joint resolution for an appropriation for the purpose of placing and maintaining suitable lights, and for the preservation and care of the approaches to Endicott rock, in Lake Winnipesaukee, and for the necessary repairs to the bridge connecting said rock with the shore.

Senate Bill No. 47, An act repealing an act of the Session Laws of 1909, entitled "An act amending section 52, chapter 79, of the Public Statutes, relating to fish and game."

House Bill No. 382, An act to incorporate the Conway Electric Light and Power Company of Conway.

The report was accepted.

Mr. Prentiss of Walpole, for the Committee on Agriculture, to whom was referred House Bill No. 504, An act in amendment of sections 11 and 12 of chapter 60 of the Laws of 1891, and in repeal of section 13 of said chapter, which

chapter is an act to prevent the destruction of sheep and other damages by dogs, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Goodwin of Mason the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed.

Mr. Fairbanks of Dover, for the Committee on Public Health, to whom was referred Senate Bill No. 42, An act to insure the purity of drinking water in public houses, reported the same with the following amendments, and the recommendation that the bill as amended ought to pass.

Amend section 1 by striking out in line 5 the words "the month of May" and adding at the end of the section the following, "at the time and in the manner designated by the said board," so that said section as amended shall read as follows:

"SECTION 1. Proprietors of all hotels, boarding houses and lodging houses within this state and accommodating more than ten persons, which are not connected with municipal or other public water supply, shall, in each year, send a sample of the drinking water used in said hotel, boarding house or lodging house to the state board of health for analysis, at the time and in the manner designated by the said board."

Amend section 3 by striking out in line 2 the words "the analysis," and inserting in place thereof the following words, "a report of such analysis as may be furnished by said Board of Health," so that said section as amended shall read as follows:

"SECT. 3. The State Board of Agriculture shall publish in its annual report a report of such analysis as may be furnished by said Board of Health made in accordance with the provisions of this act, together with the name of the hotel, boarding house or lodging house."

The report was accepted, the amendment adopted and the bill ordered to a third reading. On motion of Mr. Wallace of Canaan the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

Mr. Barnard of Manchester, for the Committee on Judiciary, to whom was referred Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls, reported the same with the following amendment, and the recommendation that the bill as amended ought to pass:

Amend said bill by striking out all of section 7 and inserting in place thereof the following:

"SECT. 7. The provisions of this act shall be inoperative and void unless said dam shall be completed within six years from and after its passage."

The report was accepted, the amendment adopted and the bill ordered to a third reading. On motion of Mr. Clough of Manchester, the rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then read a third time.

The question being,

Shall the bill pass?

On a *viva voce* vote the bill passed.

Mr. Haskell of Claremont called for a division but subsequently withdrew his call and the bill was sent to the Senate for concurrence in the amendment.

Mr. Lucier of Nashua, for the Committee on Judiciary, to whom was referred Senate Bill No. 49, An act in amendment of chapter 114 of the Public Statutes, relating to the licensing of shows, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading. On motion of Mr. Leighton of Northwood the

rules were suspended and the bill made in order for a third reading by its title and passage at the present time. The bill was then passed and sent to the Secretary of State to be engrossed.

Mr. Anderson of Exeter, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 1, Joint resolution in favor of Arthur E. Clarke, allowing him the sum of three hundred and thirty-nine dollars and nineteen cents, reported the same without recommendation.

The report was accepted.

On motion of Mr. Hollis of Concord, the joint resolution was indefinitely postponed.

Mr. Hollis of Concord, for the Committee on Judiciary, to whom was recommitted Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds, reported the same with the following amendment to the amendment, and the recommendation that the bill as amended ought to pass:

Strike out section 3 of the amendment and insert in place thereof the following:

"SECT. 3. The county commissioners in the several counties, except Hillsborough and Sullivan, are hereby authorized to pay for the county treasurer's bond out of the funds of the county."

Further amend by adding the following new section:

"SECT. 4. This act shall take effect upon its passage."

The report was accepted, the amendment to the amendment adopted and the bill ordered to a third reading.

On motion of Mr. Stevenson of Exeter the rules were suspended and the bill made in order for a third reading by its title and passage at the present time.

The bill was then read a third time and passed and sent to the Senate for concurrence in the amendment.

Mr. Gray of Dover, for the Committee on Incorporations, to whom was referred Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or otherwise the property and franchises of the

North Shore Water Company, reported the same with the recommendation that the bill ought to pass.

The report was accepted and the bill ordered to a third reading.

On motion of Mr. Goodwin of Mason the rules were suspended and the bill made in order for a third reading and passage at the present time.

The bill was then read a third time and passed and sent to the Secretary of State to be engrossed.

The Committee on Conference, to whom was referred House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine, reported the same with the following amendment:

Amend the Senate amendment by striking out the words "physicians' prescriptions" and inserting in place thereof the words "the original prescription of a physician" and by adding to the end of said amendment the words "and not refilled," so that said amendment shall read:

"SECTION 2. It shall be unlawful for any person, firm, or corporation to sell, exchange, deliver, expose for sale, give away or have in his possession or custody with intent to sell, exchange, deliver, or give away, in any street, way, square, park or other public place, or in any hotel, restaurant liquor saloon, bar-room, public hall, place of amusement, or public building any cocaine or any of its salts, or any synthetic substitute for the aforesaid, or any preparation containing any of the same, provided, however, that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists upon the original prescription of a physician, provided the prescription is retained and kept on file as authority for the sale and not refilled."

GEO. H. CALLEY.
H. E. ADAMS.
O. H. TOOTHAKER.
GEO. O. JOSLIN.
WALLACE HACKETT.

On motion of Mr. Musgrove of Hanover the report was accepted.

The question being on the adoption of the amendment,

On a *viva voce* vote the amendment was adopted.

The bill was then sent to the secretary of state to be engrossed.

Mr. Dodge of Lincoln moved that House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization, be taken from the table.

The question being on the motion of Mr. Dodge,

On a *viva voce* vote the motion did not prevail.

Mr. Dodge of Lincoln called for a division, but withdrew his call and demanded the yeas and nays, which he subsequently withdrew.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate by its clerk announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

Amend House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system," by adding to the title thereof the following words: "and in amendment of chapter 35, Laws of 1905, entitled 'An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state and in amendment of chapter 139, Laws of 1907,'" so that said title shall read as follows: "An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled 'An act to extend the state highway system and in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the

expenditure of other public moneys in the permanent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907.'' ' ''

Further amend said bill by adding the following sections:

SECT. 3. Amend section 10 of chapter 35, Laws of 1905, by striking out the entire section and substituting therefor the following:

''SECT. 10. The sum of $125,000.00 annually is hereby appropriated for the purpose of paying the interest and annual installments of the principal of the bonds hereinafter authorized and for the purpose of securing the permanent improvement of main highways in accordance with the provisions of this act, and for the maintenance of state highways. Any unexpended balance of any annual appropriation shall be applied to and be made additional to the appropriation for the succeeding year. Upon the sale of any bonds the treasurer shall estimate the amount necessary to be set aside annually to cover such bonds when they shall become due, and shall also estimate the amount necessary to pay the interest on same, and the balance left after deducting said amounts shall be available for the other purposes mentioned in this act. After the said amount shall have been set aside, and after the expenses of the administration of this act and the amounts necessary for road maintenance shall have been provided for, the remainder of the total sum appropriated by this act, together with the proceeds from sale of bonds as hereinafter provided, shall be available for the purposes of section 5 of this act, as designated under section 15 of this act. In making apportionments to said trunk lines it shall be the duty of the governor and council to apportion the sums as nearly equal as practicable to each of the three trunk lines as hereinafter described.''

SECT. 4. Further amend said act by striking out the second sentence of section 14 so that said section shall read as follows:

"SECT. 14. The word 'valuation' as used in this act shall be construed to mean the assessed valuation of the previous year."

SECT. 5. Further amend said act by adding sections 15, 16, 17, 18, 19, 20 and 21 as follows:

"SECT. 15. The governor and council shall forthwith designate for improvement by suitable description three continuous highways from the Massachusetts state line northerly. The first route so designated shall extend from the Massachusetts state line at Seabrook to and through Pinkham Notch, thence through Dixville Notch to Colebrook and shall be known as the east side road. The second route so designated shall extend from the Massachusetts state line at Nashua over the road designated by the governor and council under chapter 139, Laws of 1907, and continuing beyond the said route to the town boundary between the towns of Woodstock and Lincoln, and shall be known as the Merrimack Valley road. The third route so designated shall extend from the Massachusetts state line at a point to be determined by the governor and council along the Connecticut and Ammonoosuc valleys to the terminus of the east side road at Colebrook, and shall be known as the west side road.

"SECT. 16. The routes of such highways may be changed from existing highways by the governor and council to such extent as in their opinion the good of the public may require, and for that purpose they are hereby authorized to designate such changes, to take or purchase land and have damages assessed therefor in accordance with the provisions of this act.

"SECT. 17. No city or town through which said roads are designated to pass shall receive any state aid for highway improvement on city or town roads except on the road so designated until said improvements of such roads are completed within such cities or towns. No state funds, however, shall be expended for improvements of any highways

in the compact portion of any city or town, should there be any, such compact portion to be determined by the governor and council.

"SECT. 18. Cities and towns in which the roads designated or provided for in sections 15 and 16 of this act lie, shall receive from the funds available as herein provided one-half the cost of such improvements of roads within their limits and such further sums in towns unable to pay that proportion as in the opinion of the governor and council may be equitable. Improvements of said roads in any city or town shall be made upon application by said city or town as hereinbefore provided, except, however, that application shall not be required to be filed previous to May 1 of any year.

"SECT. 19. The treasurer of the state is hereby authorized under the direction of the governor and council, to issue bonds or certificates of indebtedness in the name and on behalf of the state to an amount not exceeding one million dollars, payable in such sums and at such times, not exceeding thirty years, as the governor and council shall determine. They shall bear interest not to exceed 3½ per cent. per annum, payable semi-annually, and have interest coupons attached to each bond and said bonds and coupons shall be signed by the treasurer and be made payable at such place or places as the governor and council shall designate. Such bonds shall be called the Highway Bonds and shall be countersigned by the governor and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds countersigned by the governor, showing the number and amount of each bond, the time of countersigning, the time when payable and the date of delivery to the treasurer. The treasurer shall keep an account of each bond, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale, and the time when payable. The treasurer may negotiate and

sell such bonds by direction of the governor and council in such manner as they may determine most advantageous to the state, but the amount to be issued in any one year shall not exceed one-fourth of the total authorized issue, and no bond shall be sold for less than its par value nor shall such bonds be loaned, pledged or hypothecated in any way whatever in behalf of the state. Before said bonds are negotiated and sold they shall be offered for at least thirty days to residents of the state of New Hampshire at par value and all bonds so disposed of shall not be taxable in this state, provided they are held by residents of this state, and shall bear interest at 3 per cent. The proceeds of the sale of said bonds shall be held by the treasurer and paid by him upon warrants drawn by the governor for the purposes of this act, but no proceeds, however, shall be used for the maintenance of highways or for any purpose except permanent construction or improvement as herein provided and for the necessary expenditures in the administration of this act.

"SECT. 20. The roads designated under sections 15 and 16 of this act shall be maintained by the city, town or place within which it is located at the expense of the city, town or place, and to the satisfaction of the governor and council, and in case any city, town or place shall neglect to make repairs ordered by the governor and council, such repairs shall be made under the direction of the governor and council at the expense of the state, and the cost thereof shall be added to the state tax for that city, town or place for the next year, except that assistance may be rendered by the governor and council to such towns or places as are in their opinion equitably entitled thereto, from any funds provided for such purpose by this act.

"SECT. 21. The governor is hereby authorized to draw his warrants for the payment of any sum or sums of money provided for by this act out of any money in the treasury and all acts or parts of acts inconsistent with this act are

hereby repealed and this act shall take effect upon its passage.''

SECT. 6. The unexpended amounts apportioned by the governor and council under chapter 139, Laws of 1907, to cities and towns on the Merrimack Valley road as provided for in that chapter, together with the unexpended amounts appropriated by the towns on said road, shall continue as joint funds to be expended under the provisions of chapter 35, Laws of 1905, as amended by this act, and all existing contracts made under the provisions of said chapter 139, Laws of 1907, shall remain in force.

SECT. 7. This act shall take effect upon its passage, and all acts and parts of acts inconsistent with this act are hereby repealed.

The reading of the message having commenced on motion of Mr. Ahern of Concord, the rules were suspended and the further reading dispensed with.

Mr. Dodge of Lincoln moved that the House concur in the amendments sent down from the Honorable Senate.

Mr. Felker of Rochester moved that the House adjourn and on this motion demanded the yeas and nays.

The roll was called with the following result:

YEAS, 64.

ROCKINGHAM COUNTY.—Rand of Chester, Currier of Danville, Payne, Hepworth, Carr of Greenland, Chase of Londonderry, Harvey, Hill of Plaistow, Humphreys, Alexander.

STRAFFORD COUNTY.—Crocker, Felker, Kimball of Rochester, Kearns.

BELKNAP COUNTY.—Sanborn of Gilmanton, Avery of Laconia, Hanson.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Farrand, Marden of Concord, Gannon, Lapointe, Holt of Franklin, Lovering, Lane of Pittsfield.

HILLSBOROUGH COUNTY.—Farley, Joslin, Holt of Francestown, Tarbell, Phelps, Joyal, Wagner of Manchester, Ward 8, Lafond, Goodwin of Mason, Walbridge, Lucier, McLane, Giles, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Andrew of Dublin, Locke of Hinsdale, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Buffum.

SULLIVAN COUNTY.—Haskell, Russell.

GRAFTON COUNTY.—Hall, Miller of Haverhill, Stevens of Landaff, Stearns, Smith of Monroe, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Libby, Hebberd.

NAYS, 197.

ROCKINGHAM COUNTY.—Carr of Brentwood, Clark of Deerfield, French of East Kingston, Perkins, Stevenson, Weeks of Exeter, Cook, Corson, Lane of Hampton, Sanborn of Hampton Falls, Cilley, Torrey, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Casey, Hanscom, Clark of Portsmouth, Sawyer, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Keenan, Newton, Gray of Dover, Fogg, Wedgwood, Wood, Pinkham, Clark of Rochester, Babb, Stevens of Somersworth, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Jones of Gilford, Dow, Dinsmoor, Rand of Laconia, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Bartlett of Allenstown, Rogers, Cressey, Morrill of Canterbury, Marden of Chichester, Sanborn of Concord, Blanchard, Danforth, Hollis, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Ford of Danbury, Burnham, Jenks of Franklin, Bartlett of Hill, Head, Boutwell, Chase of Northfield, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Pratt.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Jenks of Goffstown, George of Goffstown, Cheever, Newman, Hardy, Clyde, Wyman, Barnard of Manchester, Cavanaugh, Emerson, Melzer, Swart, Osgood of Nashua, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Delacombe, Preston of New Ipswich.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Chaplin, Wilder, Bemis, Pike, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Hanna, Brown of Troy, O'Neill, Prentiss, Kathan, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Chellis, Cutting, Huntoon, Johnson, Rawson, Barker, Flanders.

GRAFTON COUNTY.—Cheney, Parker of Benton, Gordon, Avery of Campton, Wallace, Carlton, Burt, Musgrove, Fitts, Clough of Haverhill, Balch, Clough of Lebanon, Messenger, Lemieux, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Maynard, Huckins of Plymouth, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Spaulding, Guernsey, Clook, Evans, Jackson, Noyes, Baker of Whitefield, Smith of Whitefield.

Mr. Lang of Candia was paired with Mr. Otis of Dover; Mr. Anderson of Exeter was paired with Mr. Mason of Concord; Mr. Galligan of Dover was paired with Mr. Wesley of Dover; Mr. Follansbee of Laconia was paired with

Mr. Lord of Dunbarton; Mr. Durgin of Andover was paired with Mr. Prince of Salisbury; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Hogan of Manchester was paired with Mr. Reagan of Manchester; Mr. Curtis of Manchester was paired with Mr. Fuller of Manchester; Mr. Sadler of Nashua was paired with Mr. Soucy of Nashua; Mr. Smith of Manchester was paired with Mr. Corey of Manchester;

and the motion did not prevail.

The question being,

Shall the House concur in the amendments sent down from the Honorable Senate?

(Discussion ensued.)

Mr. Ahern of Concord moved the previous question.

The motion was seconded by Messrs. Thompson of Concord and Cheney of Ashland.

The question being,

Shall the main question now be put?

On a *viva voce* vote the affirmative prevailed.

(Mr. Wason of Nashua in the chair.)

Mr. Libby of Gorham demanded the yeas and nays and the roll was called with the following result:

YEAS, 165.

ROCKINGHAM COUNTY.—Carr of Brentwood, Clark of Deerfield, Perkins, Stevenson, Weeks of Exeter, Cook, Sanborn of Hampton Falls, Cilley, Torrey, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Casey, Hanscom, Clark of Portsmouth, Poore, Sawyer, Rand of Sandown, Brown of Seabrook, Carr of South Hampton, Dining.

STRAFFORD COUNTY.—Seavey, Keenan, Newton, Gray of Dover, Nason, Foss, Fogg, Wedgwood, Wood, Snell, Pink-

ham, Babb, Stevens of Somersworth, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Jones of Gilford, Avery of Laconia, Dow, Dinsmoor, Smith of Laconia, Locke of Laconia, Livingston, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Marden of Chichester, Danforth, Hollis, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord; Thompson, Putnam, Chesley, Hill of Concord, Ahern, Chadwick, Jenks of Franklin, Head, Boutwell, Chase of Northfield, Weeks of Pembroke.

HILLSBOROUGH COUNTY.—Farley, Holt of Francestown, Cheever, Baker of Hillsborough, Clyde, Wyman, Clough of Manchester, Phelps, Barnard of Manchester, Bickford, Emerson, Melzer, Swart, Osgood of Nashua, Finning, Lampron, Trombly, Woodward, Gaffney, Taggart, O'Toole, Chagnon, Ducharme, Desmarais, Delacombe, Preston of New Ipswich, Temple.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Pike, Cutter, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Haskell, Huntoon, Johnson, Rawson, Barker, Flanders.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Gordon, Avery of Campton, Wallace, Carlton, Burt, Musgrove, Clough of Haverhill, Balch, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Maynard, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame,

Paquet, Cummings, Drew, Spaulding, Guernsey, Hebberd, Evans, Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 72.

ROCKINGHAM COUNTY.—Currier of Danville, Payne, Hepworth, Carr of Greenland, Corson, Brown of Kensington, Chase of Londonderry, Harvey, Hill of Plaistow, Humphreys, Alexander.

STRAFFORD COUNTY.—Crocker, Felker, Kimball of Rochester.

BELKNAP COUNTY.—Rollins of Alton, Sanborn of Gilmanton, Hanson.

CARROLL COUNTY.—Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Gannon, Lapointe, Holt of Franklin, Bartlett of Hill, Lovering, Shepard, Lane of Pittsfield, Pratt, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Joslin, Corey of Brookline, Hardy, Tarbell, Roy, Cavanaugh, Bean, Wagner of Manchester, Ward 8, Lafond, Goodwin of Mason, Walbridge, Giles.

CHESHIRE COUNTY.—Locke of Hinsdale, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Kathan.

SULLIVAN COUNTY.—Fisk, Quimby, Russell, Penniman.

GRAFTON COUNTY.—Hall, Fitts, Bailey of Haverhill, Clough of Lebanon, Messenger, Lemieux, Smith of Monroe, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Feeney, Libby, Clook, Jackson.

Mr. Lang of Candia was paired with Mr. Otis of Dover; Mr. Anderson of Exeter was paired with Mr. Mason of Concord; Mr. Lane of Hampton was paired with Mr. Miller of New Durham; Mr. Wheeler (Benjamin R.) of Salem was paired with Mr. Wagner of Manchester, Ward 2; Mr. Galligan of Dover was paired with Mr. Wesley of Dover;

Mr. Kearns of Somersworth was paired with Mr. Gray of Alexandria; Mr. Follansbee of Laconia was paired with Mr. Lord of Dunbarton; Mr. Rand of Laconia was paired with Mr. French of Moultonborough; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. George of Goffstown was paired with Mr. Moreau of Manchester; Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Lawrence of Manchester was paired with Mr. Dunnington of Manchester, Ward 4; Mr. Wheeler of Manchester was paired with Mr. Joyal of Manchester; Mr. Hogan of Manchester was paired with Mr. Reagan of Manchester; Mr. Curtis of Manchester was paired with Mr. Fuller of Manchester; Mr. McQuesten of Nashua was paired with Mr. Richardson of Wilton; Mr. Smith of Manchester was paired with Mr. Corey of Manchester;

and the previous question was ordered.

Mr. Libby of Gorham moved to lay the bill and amendments upon the table.

The Speaker ruled the motion out of order.

Mr. Libby appealed from the decision of the Speaker.

The question being,

Is the Speaker's decision correct?

On a *viva voce* vote the Speaker's decision was sustained.

Mr. Libby of Gorham demanded the yeas and nays.

The Speaker ruled the demand out of order.

The question being,

Shall the House concur in the amendments sent down from the Honorable Senate?

On a *viva voce* vote the affirmative prevailed.

(The Speaker in the chair.)

Mr. Libby demanded the yeas and nays and the roll was called with the following result:

YEAS, 168.

ROCKINGHAM COUNTY.—Carr of Brentwood, Clark of Deerfield, French of East Kingston, Perkins, Stevenson, Weeks of Exeter, Corson, Sanborn of Hampton Falls, Cil-

ley, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Casey, Clark of Portsmouth, Poore, Sawyer, Rand of Sandown, Brown of Seabrook, Dining.

STRAFFORD COUNTY.—Seavey, Keenan, Newton, Gray of Dover, Nason, Fogg, Wedgwood, Wood, Pinkham, Babb, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Marden of Chichester, Sanborn of Concord, Danforth, Hollis, Rolfe, Cross, Howe of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Chadwick, Jenks of Franklin, Head, Boutwell, Weeks of Pembroke.

HILLSBOROUGH COUNTY.—Farley, George of Goffstown, Cheever, Clyde, Wyman, Clough of Manchester, Roy, Phelps, Dunnington of Manchester, Ward 4, Barnard of Manchester, Cavanaugh, Bickford, Emerson, Melzer, Swart, Osgood of Nashua, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Delacombe, Preston of New Ipswich, Giles.

CHESHIRE COUNTY.—Davis of Chesterfield, Andrew of Dublin, Chaplin, Wilder, Bemis, Pike, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Haskell, Huntoon, Johnson, Rawson, Barker, Flanders.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Gordon, Avery of Campton, Wallace, Carlton, Burt, Miller of Haverhill, Clough of Haverhill, Dodge of Lincoln, Par-

ker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Maynard, Woodbury.

Coos COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Spaulding, Guernsey, Evans, Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 87.

ROCKINGHAM COUNTY.—Currier of Danville, Payne, Hepworth, Cook, Carr of Greenland, Brown of Kensington, Chase of Londonderry, Torrey, Harvey, Hill of Plaistow, Humphreys, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Foss, Snell, Crocker, Felker, Kimball of Rochester, Stevens of Somersworth.

BELKNAP COUNTY.—Rollins of Alton, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Bartlett of Allenstown, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Brown of Concord, Gannon, Lapointe, Holt of Franklin, Bartlett of Hill, Shepard, Chase of Northfield, Lane of Pittsfield, Pratt, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Joslin, Corey of Brookline, Dutton, Baker of Hillsborough, Hardy, Tarbell, Bean, Goodwin of Mason, Walbridge, Lucier, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Locke of Hinsdale, Cutter, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Kathan, Nelson.

SULLIVAN COUNTY.—Fisk, Chellis, Quimby, Russell, Penniman.

GRAFTON COUNTY.—Hall, Musgrove, Fitts, Bailey of Haverhill, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Smith of Monroe, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

Coos COUNTY.—Feeney, Libby, Hebberd, Clook, Jackson.

Mr. Lang of Candia was paired with Mr. Otis of Dover; Mr. Anderson of Exeter was paired with Mr. Mason of Concord; Mr. Lane of Hampton was paired with Mr. Miller of New Durham; Mr. Wheeler (Benjamin R.) of Salem was paired with Mr. Wagner of Manchester, Ward 2; Mr. Wesley of Dover was paired with Mr. Galligan of Dover; Mr. Kearns of Somersworth was paired with Mr. Gray of Alexandria; Mr. Follansbee of Laconia was paired with Mr. Lord of Dunbarton; Mr. Bennett of Tuftonborough was paired with Mr. Balch of Holderness; Mr. Morrison of Franklin was paired with Mr. Falvey of Henniker; Mr. Hurd of Manchester was paired with Mr. Barron of Carroll; Mr. Lawrence of Manchester was paired with Mr. Sayers of Manchester; Mr. Wheeler of Manchester was paired with Mr. Joyal of Manchester; Mr. Hogan of Manchester was paired with Mr. Reagan of Manchester; Mr. Curtis of Manchester was paired with Mr. Fuller of Manchester; Mr. Smith of Manchester was paired with Mr. Corey of Manchester.

Mr. Libby of Gorham entered a protest on the method of counting a quorum; also on allowing the acting assistant clerk to call the roll; also that both the clerk and the assistant clerk had left the hall during the roll call.

Mr. Libby asked that it be recorded that his protest was entered before the result of the vote had been announced.

Mr. Emerson desired to state that the protest had not been made until the roll call was completed.

Mr. Nason of Dover raised the point of order and protested against the unseemly conduct of the member of the House in apparently endeavoring to induce members who had paired, and were present in the House, to vote.

The Speaker ruled the point of order well taken.

And less than two-thirds of the members elected having voted and less than two-thirds of those voting having voted either in the affirmative or the negative, no valid action was taken either in the affirmative or the negative, and the bill went into unfinished business.

On motion of Mr. Dunnington (H. E.) of Manchester, at 7.07 o'clock the House adjourned.

AFTERNOON.

The House was immediately called to order in afternoon session.

Mr. Ahern of Concord called for the unfinished business, House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system," and with the call pending moved that the House adjourn.

On a *viva voce* vote the affirmative prevailed and at 7.08 o'clock the House adjourned.

FRIDAY, APRIL 9, 1909.

The House met at 10 o'clock.

Prayer was offered by the chaplain.

On motion of Mr. Ahern of Concord, business in order at 11 o'clock was made in order at the present time.

Mr. Libby of Gorham asked that the following correction be made in the Journal:

By adding after the 7th line on page 46 of the printed Journal for April 8, 1909, the following: "The gentleman from Gorham, Mr. Libby, demanded the yeas and nays."

"The Speaker ruled the demand out of order."

The clerk was directed to make the correction.

Mr. Ahern of Concord asked that unanimous consent be given to both the friends and opponents of House Bill No. 599 to present their arguments at this time, 15 minutes being allowed each side.

Unanimous consent was given.

Mr. Ahern of Concord called for the unfinished business, House Bill No. 599, An act in amendment of section 2, chap-

ter 104, Session Laws of 1907, entitled "An act to extend the state highway system."

The question being,

Shall the House concur in the amendments sent down from the Honorable Senate?

(Discussion ensued.)

The yeas and nays having been demanded, the roll was called with the following result:

YEAS, 205.

ROCKINGHAM COUNTY.—Brown of Auburn, Clark of Deerfield, Weston, French of East Kingston, Ladd, Perkins, Stevenson, Weeks of Exeter, Lane of Hampton, Sanborn of Hampton Falls, Cilley, Kennedy, Leighton, Holmes, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Hanscom, Clark of Portsmouth, Sawyer, Brown of Seabrook.

STRAFFORD COUNTY.—Seavey, Cushman, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Fogg, Wedgwood, Pinkham, Clark of Rochester, Marcotte, Babb, Fournier, Doe, Gastonguay, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Avery of Laconia, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—George of Bartlett, Poole of Conway, Shackford, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, Gilman, Huckins of Ossipee, Weed, Robertson of Tamworth, Young, Tobey.

MERRIMACK COUNTY.—Butler, Marden of Chichester, Sanborn of Concord, Danforth, Hollis, Mason of Concord, Rolfe, Cross, Howe of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Chadwick, Morrison, Jenks of Franklin, Head, Boutwell, Barnard of

Newbury, Baker of Pembroke, Weeks of Pembroke, Hill of Pembroke, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Cheever, Clyde, Sayers, Richer, Dey, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Corey of Manchester, Phelps, Dunnington of Manchester, Ward 4, Forsaith, Barnard of Manchester, Wheeler of Manchester, Worthen, Cavanaugh, Curtis, Straw, Bickford, Blood, Lagerquist, Belanger, Moreau, Flaherty, Butterfield, Emerson, Melzer, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Delacombe, Preston of New Ipswich, Giles.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Chaplin, Bemis, Pike, Aldrich, George of Keene, Swan, Goodnow of Keene, Huntress, Robertson of Keene, Madden, Honey, Bullock, Whitney, Hanna, Brown of Troy, O'Neill, Prentiss, Buffum.

SULLIVAN COUNTY.—Clark of Acworth, Merrill of Claremont, Fry, Foster, Cutting, Gocha, Huntoon, Johnson, Rawson, Barker, Flanders, Walker.

GRAFTON COUNTY.—Cheney, Southard, Parker of Benton, Gordon, Avery of Campton, Wallace, Carlton, Burt, Miller of Haverhill, Clough of Haverhill, Balch, Dodge of Lincoln, Parker of Lisbon, Hoskins, Richardson (Fred E.) of Littleton, Richardson (Myron H.) of Littleton, Mooney, Maynard, Huckins of Plymouth, Merrill of Thornton, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Burlingame, Paquet, Nilson, Cummings, Drew, Gray of Columbia, Farr, Spaulding, Guernsey, Lyford, Evans, Noyes, Baker of Whitefield, Smith of Whitefield.

NAYS, 152.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Lang, Rand of Chester, Currier of Danville, Payne, Hepworth, Anderson, Cook, Carr of Greenland, Corson, Brown of Kensington, Chase of Londonderry, Marvin,

Torrey, Harvey, Hill of Plaistow, Hett, Casey, Humphreys, Poore, Wheeler (Benjamin R.) of Salem, Carr of South Hampton, Dining, Alexander.

STRAFFORD COUNTY.—Galligan, Foss, Wesley, Wood, Snell, Miller of New Durham, Crocker, Felker, Beaudoin, Kimball of Rochester, Stevens of Somersworth, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Jones of Gilford, Sanborn of Gilmanton, Livingston, Hanson.

CARROLL COUNTY.—French of Moultonborough.

MERRIMACK COUNTY.—Bartlett of Allenstown, Durgin, Rogers, Cressey, Morrill of Canterbury, Farrand, Marden of Concord, Blanchard, Brown of Concord, Gannon, Ford of Danbury, Lord, Burnham, Lapointe, Holt of Franklin, Falvey, Bartlett of Hill, Lovering, Shepard, Chase of Northfield, Lane of Pittsfield, Prince, Pratt, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Lowe, Farley, Joslin, Corey of Brookline, Dutton, Holt of Francestown, Jenks of Goffstown, George of Goffstown, Gale, Baker of Hillsborough, Newman, Hardy, Tarbell, Roy, Friborg, Lawrence, Smith of Manchester, Trudel, Joyal, Hogan, Glynn, Reagan, Bean, Dunnington of Manchester, Ward 6, Fuller, Wagner of Manchester, Ward 8, Demers, Nerbonne, Hebert, Bailly of Manchester, Lee, Dickey, Lafond, Goodwin of Mason, Walbridge, Howard, Lucier, Taggart, McLane, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton, Temple.

CHESHIRE COUNTY.—Wilder, Locke of Hinsdale, Poole of Jaffrey, Cutter, Jones of Keene, Mason of Marlborough, Goodnow of Sullivan, Clement, Kathan, Nelson.

SULLIVAN COUNTY.—Fisk, Haskell, Chellis, Quimby, Russell, Penniman.

GRAFTON COUNTY.—Gray of Alexandria, Morrill of Bridgewater, Barney, Hall, Musgrove, Fitts, Bailey of Haverhill, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Elms, Smith of Monroe, Ford of

Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Weeks of Warren, Goodwin of Wentworth.

Coos COUNTY.—Feeney, Libby, Hebberd, Clook, Hayes, Jackson, Kimball of Stratford.

Mr. Upton of Hancock was paired with Mr. Wyman of Manchester.

Mr. Hurd of Manchester was paired with Mr. Barron of Carroll.

And the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

MESSAGE FROM THE GOVERNOR.

The following message was received from His Excellency the Governor by the Honorable Secretary of State:

CONCORD, N. H., April 9, 1909.

To the Honorable Senate and House of Representatives:

Your deliberations thus far have been marked by honesty of purpose, by independence of thought and by an evident desire to do only that which will make for our state's welfare, and I trust that you will not consider your labors here ended until you have added to your splendid work of the session by a wise disposition of the measure of tax legislation now pending. Then shall we have redeemed every pledge. Then and then only shall we have fulfilled to the letter every promise made by us to the people of New Hampshire.

HENRY B. QUINBY,
Governor.

Mr. Musgrove of Hanover desired to offer the following resolution:

Resolved by the House of Representatives, the Senate concurring, That a committee of three on the part of the House and a like committee of three on the part of the Senate be appointed for consideration of the general situation

as to tax legislation, two members of the House committee to be selected by the friends of the Wyman bill in the House and one member of the Senate to be selected by friends of the Wyman bill in the Senate.

Mr. Doe of Somersworth raised the point of order that new business cannot be sent from one branch to another after 12 o'clock Thursday and that the resolution was particularly new business.

The Speaker ruled the point of order well taken and that the resolution was not admissible.

Mr. Musgrove of Hanover raised the point of order that his resolution was not a bill and therefore not covered by rule 24.

The Speaker ruled the point of order not well taken.

Mr. Musgrove appealed from the Speaker's decision.

Mr. Howe of Concord raised a parliamentary inquiry regarding the purport of the resolution.

The message was again read.

Mr. Howe of Concord raised a parliamentary inquiry that it was necessary to first take from the table House Bill No. 542 and the pending amendment.

The Speaker ruled that such action should be taken.

Mr. Clough of Lebanon rose to a question of personal privilege and stated that his constitutional rights as a citizen of New Hampshire are being infringed upon by the running debate in the form of questions and answers between the gentleman speaking and the Speaker of the House.

The Speaker ruled the question out of order.

Mr. Hollis of Concord raised the point of order that House Bill No. 542 had nothing to do with the message sent to the House by His Excellency the Governor and that the questions asked by the gentleman referred to were not in order.

The Speaker ruled the point of order not well taken.

Mr. Howe of Concord raised a parliamentary inquiry as to the status of the bill should it be taken from the table.

The Speaker stated that the question would be,

Shall the House concur in the amendments sent down from the Honorable Senate?

Mr. Wyman of Manchester raised the point of order that he addressed the chair previous to the gentleman from Concord and that he desired the floor.

The Speaker ruled the point of order not well taken as the gentleman from Concord had not resigned the floor.

Mr. Wyman raised a parliamentary inquiry that yesterday he asked what would be the status of the bill if it remained on the table and that the Speaker stated the bill would be killed. He now asked that if it was taken from the table would it be within the power of the Senate to pass the original bill without amendment?

The Speaker stated that the future status of the bill would depend largely on the action of the House after the bill was taken from the table.

Mr. Musgrove of Hanover withdrew his appeal and his point of order and raised the point of order that the governor's message asks for the consideration of tax measures and that the resolution introduced by himself contemplates action along similar lines.

The Speaker ruled the resolution out of order.

Mr. Musgrove appealed from the decision of the Speaker.

Mr. Ahern of Concord raised the point of order that a two-thirds vote was necessary to introduce the resolution, as it required a suspension of the rules.

The Speaker stated that having already ruled that the resolution was not in order, the point of order was not germane.

Mr. Musgrove of Hanover having appealed from the decision of the Speaker, the question was stated,

Is the Speaker's decision correct?

On a *viva voce* vote the affirmative prevailed.

Mr. Musgrove of Hanover called for a division.

(Discussion ensued.)

Mr. Doe of Somersworth raised the point of order that the gentleman speaking is arguing the question and not speaking on the appeal.

The Speaker ruled the point of order well taken.

The question being,

Is the Speaker's decision correct?

A division being taken, 183 gentlemen voted in the affirmative and 145 gentlemen voted in the negative, and the decision of the Speaker was sustained.

Mr. Doe of Somersworth moved that House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the State Board of Equalization, be taken from the table.

On a *viva voce* vote the negative prevailed.

Mr. Dodge of Lincoln demanded the yeas and nays and the roll was called, with the following result:

YEAS, 163.

ROCKINGHAM COUNTY.—Currier of Danville, Clark of Deerfield, Weston, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Sanborn of Hampton Falls, Cilley, Marvin, Kennedy, Leighton, Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Casey, Hanscom, Humphreys, Sawyer, Brown of Seabrook, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Keenan, Newton, Otis, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Babb, Kimball of Rochester, Fournier, Doe, Beamish, Reed.

BELKNAP COUNTY.—Jenkins, Currier of Belmont, Jones of Gilford, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Young, Tobey.

MERRIMACK COUNTY.—Durgin, Cressey, Marden of Chichester, Blanchard, Danforth, Mason of Concord, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Chesley, Hill of Concord, Ahern, Burnham, Jenks of Franklin, Head, Boutwell, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Lowe, Holt of Francestown, Baker of Hillsborough, Clyde, Sayers, Richer, Dey, Corey of Manchester, Phelps, Barnard of Manchester, Wheeler of Manchester, Worthen, Straw, Blood, Moreau, Nerbonne, Butterfield, Emerson, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Delacombe, McLane, Temple.

CHESHIRE COUNTY.—Chaplin, Bemis, Poole of Jaffrey, Aldrich, George of Keene, Goodnow of Keene, Huntress, Madden, Honey, Clement, Prentiss.

SULLIVAN COUNTY.—Gocha, Johnson, Rawson, Barker.

GRAFTON COUNTY.—Cheney, Parker of Benton, Gordon, Avery of Campton, Wallace, Carlton, Burt, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Dodge of Lincoln, Hoskins, Richardson (Fred E.) of Littleton, Maynard, Huckins of Plymouth, Woodbury.

COOS COUNTY.—Toothaker, Cole, Bouchard, Paquet, Cummings, Drew, Farr, Hebberd, Clook, Evans, Jackson, Kimball of Stratford.

NAYS, 191.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Brown of Auburn, Carr of Brentwood, Lang, Rand of Chester, Payne, Hepworth, Carr of Greenland, Lane of Hampton, Brown of Kensington, Chase of Londonderry, Torrey, Harvey, Hill of Plaistow, Clark of Portsmouth, Poore, Wheeler (Benjamin R.) of Salem, Carr of South Hampton, Alexander.

STRAFFORD COUNTY.—Wedgwood, Wood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Beaudoin, Stevens of Somersworth, Gastonguay, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Sanborn of Gilmanton, Avery of Laconia, Livingston, Hanson.

CARROLL COUNTY.—George of Bartlett, Shackford, Gilman, Robertson of Tamworth.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Rogers, Morrill of Canterbury, Farrand, Marden of Concord, Sanborn of Concord, Hollis, Gannon, Ford of Danbury, Lord, Chadwick, Lapointe, Morrison, Holt of Franklin, Bartlett of Hill, Lovering, Barnard of Newbury, Shepard, Chase of Northfield, Baker of Pembroke, Hill of Pembroke, Lane of Pittsfield, Prince, Pratt, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Farley, Joslin, Corey of Brookline, Dutton, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Newman, Hardy, Tarbell, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Lawrence, Smith of Manchester, Dunnington of Manchester, Ward 4, Forsaith, Trudel, Murray, Healy, Cavanaugh, Joyal, Hogan, Glynn, Reagan, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Bickford, Wagner of Manchester, Ward 8, Lagerquist, Belanger, Demers, Hebert, Bailly of Manchester, Lee, Lafond, Goodwin of Mason, Melzer, Walbridge, Lucier, Taggart, O'Toole, Chagnon, McQuesten, Ducharme, Desmarais, Preston of New Ipswich, Giles, Howe of Peterborough, Jones of Peterborough, Peaslee, Richardson of Wilton.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Wilder, Locke of Hinsdale, Pike, Cutter, Swan, Jones of Keene, Robertson of Keene, Mason of Marlborough, Bullock, Goodnow of Sullivan, Hanna, Brown of Troy, Kathan, Buffum, Nelson.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Russell, Huntoon, Penniman, Flanders, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Morrill of Bridgewater, Barney, Hall, Musgrove, Fitts, Stevens of

Landaff, Clough of Lebanon, Stearns, Messenger, Lemieux, Parker of Lisbon, Richardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Orford, Horton of Piermont, Elliott of Rumney, Merrill of Thornton, Weeks of Warren, Goodwin of Wentworth.

Coos COUNTY.—Burlingame, Nilson, Spaulding, Guernsey, Hayes, Noyes, Baker of Whitefield, Smith of Whitefield;

and the negative prevailed.

On motion of Mr. Ahern of Concord, the House took a recess for one hour and twenty minutes.

(After recess.)

On motion of Mr. Sanborn of Gilmanton, the following resolution was taken from the table:

Resolution relating to taxation of unincorporated places and the roads therein supported by the state:

The Committee on Roads, Bridges and Canals is hereby requested to enquire into the value of the lands in unincorporated places, the rate and amount of taxes assessed against them and to report to this House whether under full assessment and the average rate of taxation prevailing in the state the lands in question will not fully keep in good condition the roads above named and to recommend a method of assessment and valuation that shall relieve the state of the present cost to the treasury of maintaining those roads.

The question being on the recommendation of the committee that the matter be referred to the tax commission when organized,

Mr. Sanborn of Gilmanton moved to amend the resolution by adding at the end thereof the words "or board of equalization."

The question being on the amendment offered by Mr. Sanborn,

On a *viva voce* vote the amendment was adopted.

The question being on the recommendation of the committee,

On a *viva voce* vote the recommendation was adopted.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate has adopted the following concurrent resolution:

Resolved, by the Senate, the House of Representatives concurring, That all reports, bills and joint resolutions pending in either branch of the Legislature on Friday, the ninth day of April, at 12 o'clock noon, be indefinitely postponed.

On motion of Mr. Emerson of Milford, the House concurred in the resolution sent down from the Honorable Senate.

In accordance with the above resolution the following bills and joint resolutions were subsequently indefinitely postponed:

House Bill No. 10, An act to repeal chapter 95 of the Laws of 1907.

House Bill No. 14, An act in amendment of section 14, chapter 169, of the Public Statutes, as amended by chapter 67 of the Laws of 1901 and chapter 109 of the Laws of 1905, entitled foreign insurance companies and their agents.

House Bill No. 15, An act in amendment of section 8, chapter 65, Public Statutes, relative to the taxation of savings banks and fire insurance companies, etc.

House Bill No. 17, An act to create a permanent tax commission, defining its duties, and abolishing the State Board of Equalization.

House Bill No. 18, An act to repeal certain provisions of the Public Statutes relating to the duties of the secretary of state in preparing blank certificates and inventories for the use of towns, and for other purposes.

House Bill No. 32, An act repealing chapter 48 of the Session Laws of 1893, being an act establishing a labor bureau, and all amendments thereto.

House Bill No. 43, An act in amendment of section 22 of chapter 8 of the Public Statutes, in relation to the state and other public libraries.

House Bill No. 46, An act to provide for the erection of a new state house.

House Bill No. 53, An act in amendment of section 7 of chapter 31 of the Laws of 1893, relating to a catalogue of the state library.

House Bill No. 60, An act to amend section 3, chapter 271, of the Public Statutes, relating to observance of the Sabbath.

House Bill No. 68, An act to regulate the passenger fares on street railways in cities of 25,000 or more population.

House Bill No. 92, An act in amendment of chapter 55 of the Public Statutes, relating to the taxation of land held by a city, town or precinct in another city or town for a water supply (minority bill).

House Bill No. 92, An act in amendment of the Public Statutes, chapter 35, section 3, with respect to the taxation of aqueducts.

House Bill No. 120, An act extending municipal suffrage to women.

House Bill No. 131, An act in amendment of and addition to section 13 of chapter 64, Public Statutes, entitled taxation of railroads, etc.

House Bill No. 179, An act relating to liability for injuries sustained by employees.

House Bill No. 191, An act in amendment of chapter 35, Laws of 1905, entitled "An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state," and in amendment of chapter 139, Laws of 1907.

House Bill No. 212, An act providing a general corporation law.

House Bill No. 225, An act in amendment of section 2,

chapter 7, of the Public Statutes, relating to salaries of keeper and assistant keepers of state house.

House Bill No. 247, An act to amend chapter 220 of the Public Statutes, relating to attachment of real estate.

House Bill No. 249, An act in relation to the duties of the board of railroad commissioners.

House Bill No. 259, An act to require removal of brush on land adjacent to land of others.

House Bill No. 263, An act in amendment of chapter 39 of the Public Statutes, relating to the purity of election.

House Bill No. 264, An act in amendment of section 8, chapter 95, of the Laws of 1903, relating to licensing a citizen of an adjoining town to sell liquor in a license town.

House Bill No. 284, An act entitled "An act to establish the city of Nashua, approved January 27, 1853," be and the same is amended as follows.

House Bill No. 304, An act to regulate the passenger fares on street railways in cities of 25,000 or more population.

House Bill No. 327, An act to amend chapter 60, section 21, of the Laws of 1891, relating to the restraining of dogs.

House Bill No. 343, An act in amendment of section 1, chapter 106, Laws of 1905, in relation to the education of the deaf and dumb and blind.

House Bill No. 372, An act in amendment of chapter 93 of the Session Laws of 1905, as amended by chapter 145 of the Session Laws of 1907, entitled "An act in relation to political caucuses and conventions."

House Bill No. 373, An act repealing chapter 76 of the Session Laws of 1907, entitled "An act protecting grey squirrels, and for other purposes."

House Bill No. 374, An act in amendment of the charter of the city of Somersworth, as amended by section 1 of chapter 209 of the Laws of 1901.

House Bill No. 470, An act to establish a board of arbitration and conciliation.

House Bill No. 471, An act in relief of persons holding real estate on which there is a mortgage.

House Bill No. 485, An act to annex Hale's Location to the town of Conway.

House Bill No. 497, An act relating to the taxation of insurance companies, in amendment of Public Statutes, chapter 65, sections 8 and 9.

House Bill No. 504, An act in amendment of sections 11 and 12 of chapter 60 of the Laws of 1891, and the repeal of section 13 of said chapter, which chapter is "An act to prevent the destruction of sheep and other damages by dogs."

House Bill No. 510, An act in relation to payment for injury done by dogs to domestic animals.

House Bill No. 523, An act in amendment of section 7, chapter 167 of the Public Statutes, relating to the employment of clerks and other assistants in the insurance department.

House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization.

House Bill No. 566, An act to provide for a forest tree nursery.

House Bill No. 583, An act in amendment of chapter 40 of the Laws of 1905, as amended by chapter 68 of the Laws of 1907, relating to a tax on collateral legacies and successions.

House Bill No. 608, An act in amendment of and in addition to chapter 60 of the Laws of 1901, relating to the destruction of sheep by dogs.

House Bill No. 609, An act to prevent trespass on improved lands.

House Bill No. 610, An act to amend an act passed at the January Session, 1903, entitled "An act in amendment of the charter of the city of Berlin."

House Bill No. 617, An act to amend section 7 of chapter 169 of the Public Statutes and to repeal chapter 89 of the Laws of 1907, relating to insurance agents.

House Bill No. 628, An act relating to the employment of mentally deficient children.

House Joint Resolution No. 2, Joint resolution to provide suitable armory quarters for the National Guard in Dover,

House Joint Resolution No. 19, Joint resolution in favor of the deaf mute mission.

House Joint Resolution No. 61, Joint resolution for an appropriation for screening Stinson lake in Rumney.

House Joint Resolution No. 72, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 91, Joint resolution in favor of the widow of John G. Wadley of Gilford.

Mr. Hackett of Portsmouth called for the reading of the message from His Excellency, the Governor.

Mr. Nason of Dover moved that House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization, be taken from the table, and on this motion demanded the yeas and nays.

Mr. Musgrove of Hanover raised the point of order that the question had been decided and that it could not properly come up again until after adjournment.

The Speaker ruled the point of order not well taken as the House had been in recess.

The roll was called with the following result:

YEAS, 168.

ROCKINGHAM COUNTY.—Brown of Auburn, Currier of Danville, Clark of Deerfield, Weston, French of East Kingston, Ladd, Anderson, Perkins, Stevenson, Weeks of Exeter, Cook, Sanborn of Hampton Falls, Brown of Kensington, Cilley, Harvey, Brown of North Hampton, Holmes,

Hett, Jones of Portsmouth, Hackett, Philbrick, Bartlett of Portsmouth, Hanscom, Poore, Sawyer, Wheeler (Benjamin R.) of Salem, Brown of Seabrook, Dining.

STRAFFORD COUNTY.—Seavey, Cushman, Galligan, Fairbanks, Gray of Dover, Nason, Foss, Wesley, Fogg, Wood, Babb, Kimball of Rochester, Fournier, Doe, Beamish, Reed.

BELKNAP COUNTY.—Currier of Belmont, Jones of Gilford, Dow, Dinsmoor, Follansbee, Rand of Laconia, Smith of Laconia, Locke of Laconia, Preston of New Hampton, Hanson, Rollins of Tilton, Davis of Tilton.

CARROLL COUNTY.—Poole of Conway, Andrews of Conway, Avery of Effingham, Merrow, Chase of Hart's Location, Gray of Jackson, French of Moultonborough, Huckins of Ossipee, Weed, Young, Tobey.

MERRIMACK COUNTY.—Durgin, Cressey, Blanchard, Danforth, Rolfe, Cross, Howe of Concord, Brown of Concord, Elliott of Concord, Thompson, Putnam, Hill of Concord, Ahern, Lord, Jenks of Franklin, Head, Boutwell, Weeks of Pembroke, Osgood of Pittsfield.

HILLSBOROUGH COUNTY.—Lowe, Holt of Francestown, Baker of Hillsborough, Clyde, Sayers, Richer, Dey, Phelps, Barnard of Manchester, Wheeler of Manchester, Worthen, Cavanaugh, Straw, Blood, Moreau, Flaherty, Emerson, Howard, Swart, Osgood of Nashua, Sadler, Finning, Lampron, Trombly, Woodward, Gaffney, Wason, Chagnon, McQuesten, Delacombe, McLane, Giles, Peaslee, Temple.

CHESHIRE COUNTY.—Chaplin, Beamish, Poole of Jaffrey, Aldrich, George of Keene, Goodnow of Keene, Huntress, Madden, Honey, Clement, O'Neill.

SULLIVAN COUNTY.—Johnson, Rawson, Barker.

GRAFTON COUNTY.—Cheney, Gordon, Avery of Campton, Wallace, Carlton, Burt, Miller of Haverhill, Clough of Haverhill, Bailey of Haverhill, Balch, Dodge of Lincoln, Hoskins, Richardson (Fred E.) of Littleton, Maynard, Huckins of Plymouth, Elliott of Rumney, Merrill of Thornton, Woodbury.

COOS COUNTY.—Cole, Bouchard, Paquet, Cummings, Drew, Gray of Columbia, Farr, Guernsey, Hebberd, Clook, Lyford, Evans, Jackson, Kimball of Stratford.

NAYS, 179.

ROCKINGHAM COUNTY.—Kimball of Atkinson, Carr of Brentwood, Rand of Chester, Payne, Hepworth, Lane of Hampton, Chase of Londonderry, Marvin, Torrey, Hill of Plaistow, Casey, Humphreys, Alexander.

STRAFFORD COUNTY.—Wedgwood, Snell, Pinkham, Miller of New Durham, Clark of Rochester, Crocker, Felker, Marcotte, Stevens of Somersworth, Kearns.

BELKNAP COUNTY.—Rollins of Alton, Jenkins, Sanborn of Gilmanton, Avery of Laconia, Livingston.

CARROLL COUNTY.—George of Bartlett, Shackford, Gilman, Robertson of Tamworth, Bennett.

MERRIMACK COUNTY.—Bartlett of Allenstown, Butler, Rogers, Morrill of Canterbury, Marden of Chichester, Farrand, Marden of Concord, Sanborn of Concord, Hollis, Chesley, Gannon, Ford of Danbury, Burnham, Chadwick, Lapointe, Morrison, Holt of Franklin, Falvey, Bartlett of Hill, Lovering, Shepard, Chase of Northfield, Baker of Pembroke, Hill of Pembroke, Lane of Pittsfield, Prince, Pratt, Snyder, Clark of Wilmot.

HILLSBOROUGH COUNTY.—Harvell, Farley, Joslin, Corey of Brookline, Dutton, Jenks of Goffstown, George of Goffstown, Cheever, Gale, Newman, Hardy, Tarbell, Wyman, Clough of Manchester, Wagner of Manchester, Ward 2, Burgess, Hurd, Roy, Friborg, Corey of Manchester, Lawrence, Smith of Manchester, Dunnington of Manchester, Ward 4, Forsaith, Trudel, Murray, Healy, Joyal, Hogan, Glynn, Reagan, Bean, Curtis, Dunnington of Manchester, Ward 6, Fuller, Bickford, Wagner of Manchester, Ward 8, Lagerquist, Belanger, Demers, Bailly of Manchester, Lee, Lafond, Goodwin of Mason, Butterfield, Melzer, Walbridge, Lucier, Taggart, O'Toole, Soucy, Ducharme, Desmarais,

Preston of New Ipswich, Howe of Peterborough, Jones of Peterborough, Richardson of Wilton.

CHESHIRE COUNTY.—Dodge of Alstead, Davis of Chesterfield, Andrew of Dublin, Wilder, Locke of Hinsdale, Pike, Cutter, Swan, Jones of Keene, Robertson of Keene, Mason of Marlborough, Bullock, Whitney, Hanna, Brown of Troy, Prentiss, Kathan, Buffum.

SULLIVAN COUNTY.—Clark of Acworth, Fisk, Merrill of Claremont, Fry, Foster, Haskell, Chellis, Quimby, Cutting, Gocha, Russell, Huntoon, Penniman, Walker.

GRAFTON COUNTY.—Gray of Alexandria, Parker of Benton, Morrill of Bridgewater, Barney, Hall, Musgrove, Fitts, Stevens of Landaff, Clough of Lebanon, Stearns, Messenger, Parker of Lisbon, Richardson (Myron H.) of Littleton, Mooney, Elms, Smith of Monroe, Ford of Orange, Horton of Piermont, Weeks of Warren, Goodwin of Wentworth.

COOS COUNTY.—Toothaker, Feeney, Burlingame, Nilson, Libby, Hayes, Noyes, Baker of Whitefield, Smith of Whitefield;

and the motion to take the bill from the table did not prevail.

(Mr. Wason of Nashua in the chair.)

Mr. Madden of Keene offered the following resolution:

Resolved, That the thanks of this House are due to the Hon. Walter W. Scott, its honored and distinguished Speaker, for the intelligent, dignified and impartial manner in which he has presided over its important deliberations.

On a rising vote the resolution was unanimously adopted.

On motion of Mr. French of Moultonborough, the House took a recess for one half hour.

(After recess.)

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill

with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten.

Amend the bill by adding to the section under Labor Bureau Department, the following:

"For Labor Bureau Department, $2,725, as follows:

"For salary of the commissioner, fifteen hundred dollars.

"For salary of the clerk, nine hundred dollars.

"For incidentals, one hundred dollars.

"For printing blanks, twenty-five dollars.

"For traveling expenses, two hundred dollars."

Mr. Cutter of Jaffrey moved that the House non-concur in the amendments sent down from the Honorable Senate.

Mr. French of Moultonborough moved that the House concur in the amendments sent down from the Honorable Senate.

The question being on the motion of Mr. French,

On a *viva voce* vote the motion prevailed.

Mr. Cutter of Jaffrey called for a division.

Division being had, 156 gentlemen voted in the affirmative and 143 gentlemen voted in the negative, and the motion prevailed.

Mr. Cutter demanded the yeas and nays.

Mr. Hollis of Concord moved that unanimous consent be given to take another division, and unanimous consent was given.

Mr. Cutter of Jaffrey withdrew his demand for the yeas and nays pending the division.

Division being had, 147 gentlemen voted in the affirmative and 159 gentlemen voted in the negative, and the motion did not prevail.

Mr. Cutter of Jaffrey moved that the House ask for a committee of conference.

On a *viva voce* vote the motion prevailed.

The message further announced that the Senate con-

curred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 633, An act making appropriations for expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven.

Amend the bill by adding to the section under Labor Bureau Department the following:

"For Labor Bureau Department, $3,125, as follows:

"For salary of the commissioner, fifteen hundred dollars.

"For salary of the clerk, nine hundred dollars.

"For incidentals, one hundred dollars.

"For printing blanks, twenty-five dollars.

"For traveling expenses, two hundred dollars.

"For printing report, four hundred dollars."

Mr. Cutter of Jaffrey moved that the House non-concur in the amendment sent down from the Honorable Senate.

On a *viva voce* vote the motion did not prevail.

Mr. Cutter called for a division.

(Mr. Hackett of Portsmouth in the chair.)

Division being had, 180 gentlemen voted in the affirmative and 87 gentlemen voted in the negative, and the motion prevailed.

Mr. Cutter of Jaffrey moved that the House ask for a committee of conference and that the committee on the part of the House act as the confrères on the previous bill.

On a *viva voce* vote the motion prevailed.

The Speaker named as such committee on the part of the House Messrs. Cheney of Ashland, Cutter of Jaffrey and Musgrove of Hanover.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 436, An act creating a school committee for the city of Manchester.

Amend said bill by striking out all except the enacting clause and inserting in place thereof the following:

"SECTION 1. That on January 1, 1910, the existing school committee of the city of Manchester be abolished, and on and after that date the school committee of said city consist of a board of five citizens, of whom the mayor, and the president of the common council, *ex officio,* shall be two, the other three to be chosen by the people of the school committee districts hereinafter provided. Said city shall be divided into three districts for the purpose of choosing members of said school committee, as follows: the first district shall include the present sixteenth senatorial district; the second district shall include the present seventeenth senatorial district; and the third district shall include the present eighteenth senatorial district; and said school committee shall have and exercise all the powers by law granted to the existing school committee of the city of Manchester. It may make all reasonable rules for its own government and shall organize by the choice of one of its number as chairman and another as clerk. The members of said school committee, excepting the mayor and president of the common council, shall receive a salary of fifty dollars, and the chairman and clerk each twenty-five dollars additional, all payable annually. At the biennial election of 1910 said districts shall elect members of the school committee to serve from the first day of January, 1910, as follows: the first district shall elect one member of said school committee to serve two years; the second district shall elect one member of said school committee to serve four years; the third district shall elect one member of said school committee to serve six years; and thereafter at the biennial election next preceding the expiration of his term, each district shall elect a member of said school committee to serve six years from the expiration of the term of the member then holding said office. Each member shall serve until

his successor is chosen and qualified. If a vacancy shall occur in the membership of said school committee the mayor may appoint a member to serve during the unexpired term.''

Mr. Hurd of Manchester moved that the House non-concur in the amendments sent down from the Honorable Senate and ask for a committee of conference.

On a *viva voce* vote the motion prevailed.

The Speaker appointed as such committee on the part of the House Messrs. Dunnington (H. E.), Clough and Joyal of Manchester.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

That all after the enacting clause of said bill be stricken out and the following substituted:

''SECTION 1. That section 2 of chapter 86 of the Laws of 1905 be amended by striking out the words 'three dollars,' in the 17th and 18th lines of said section, and substituting therefor the following: five dollars in the case of an automobile and one dollar in the case of a motor cycle; further amend said section 2 of said chapter 86 by adding after the word 'hours,' in the 33d line, the following: East certificate of registration shall terminate on December 31 of the year of issue, so that said section as amended shall read as follows:

'' 'SECT. 2. All automobiles and motor cycles shall be registered by the owner or person in control thereof in accordance with the provisions of this act. Applications for such registration shall be made, by mail or otherwise, to the secretary of state, upon blanks prepared under his authority. The application shall, in addition to such other particulars as may be required by the secretary of state, con-

tain a statement of the name, place of residence, and address of the applicant, with a brief description of the automobile or motor cycle, including the name of the maker, the number, if any, affixed by the maker, the character of the motive power and the amount of such power stated in figures of horse-power, and with such application shall be deposited a registration fee of five dollars in the case of an automobile and one dollar in the case of a motor cycle. Said secretary of state shall then register in a book to be kept for the purpose, the automobile or motor cycle described in the application, giving to such vehicle a distinguishing number or mark, which in all cases shall be followed by the letters "N. H.," and shall thereupon issue to the applicant a certificate of registration and shall furnish such applicant with two number plates or tags bearing the distinguishing number or mark of his vehicle, followed by the letters "N. H.," of such form as to be conveniently attached to the vehicle registered. The certificate shall contain the name, place of residence and address of the applicant, and the registered number or mark, and shall prescribe the manner in which such registered number or mark shall be displayed upon the vehicle and shall be in such form and contain such further provisions as the secretary of state may prescribe. The certificate of registration shall always be carried in some easily accessible place in the vehicle described therein. A proper record of all applications and of all certificates issued shall be kept by the secretary of state at his office and shall be open to the inspection of any person during reasonable business hours. Each certificate of registration shall terminate on December 31 of the year of issue. Upon the sale of any automobile or motor cycle its registration shall expire and the vendor shall immediately return the certificate of registration and number plates to said secretary of state, with notice of the sale and of the name, place of residence and address of the vendee.'

"SECT. 2. That section 3 of said chapter be amended

by inserting after the word 'dollars,' in the 16th line thereof the word 'annually,' so that said section as amended shall read as follows:

"'SECT. 3. Every manufacturer of or dealer in automobiles or motor cycles, may, instead of registering each such vehicle owned or controlled by him, make application upon a blank provided by the secretary of state for general distinguishing number or mark, and the secretary of state shall, if the facts stated in said application are true, grant said application and issue to the applicant a certificate of registration containing the name, place of residence and address of the applicant and the general number or mark assigned to him and made in such form and containing such further provisions as said secretary of state may determine, and all automobiles or motor cycles owned or controlled by such manufacturer or dealer shall, until sold or let for hire, or loaned for a period of more than five successive days, be regarded as registered under such general distinguishing mark or number. The fee for every such license shall be ten dollars annually, and approved number plates or tags shall be furnished to the applicant by said secretary of state for the sum of one dollar per pair.'

"SECT. 3. That section 6 of said chapter be amended by adding after the word 'state' in the third line of said section the following: for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, so that said section as amended shall read as follows:

"'SECT. 6. Automobiles or motor cycles owned by nonresidents of this state and registered in some other state may be operated upon the roads and highways of this state for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, subject, however, to the speed limitations contained in

this act. Any non-resident person holding an operator's or chauffeur's license from another state may operate an automobile or motor cycle in this state subject to a revocation or suspension of such right by the secretary of state for cause as hereinafter provided.'

"SECT. 4. That section 11 of said chapter be amended by adding to said section the following: All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways, under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose, so that said section as amended shall read as follows:

" 'SECT. 11. It shall be the duty of the secretary of state to perform all acts as provided herein. The fees received under the provisions of this act shall be paid quarterly by the secretary of state into the treasury of the state, and such expenses as may be necessary in carrying out the provisions of this act shall be paid out of the treasury of the state. All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose.'

"SECT. 5. This act shall take effect January 1, 1910, upon which date all registrations of automobiles and motor cycles issued prior thereto shall terminate."

The reading of the message having commenced, on motion of Mr. Dodge of Lincoln, the further reading was dispensed with.

On motion of the same gentleman, the House voted to non-concur in the amendments sent down from the Honorable Senate and ask for a committee of conference.

The Speaker appointed as members of such committee on the part of the House Messrs. Boutwell of Hopkinton, Poole of Conway and Wallace of Canaan.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions.

Amend said bill by striking out the word "assess" in the fourth and fourteenth lines, and inserting in place thereof the word "appraise," so that said bill as amended shall read:

"SECTION 1. Amend section 11 of chapter 55 of the Public Statutes by adding at the end of said section the following: Provided, however, that the assessors shall annually appraise such property and the valuation determined upon for the same shall be added to the valuation of all other property in the town to determine the total valuation for the purposes of state and county tax," so that said section as amended shall read:

" 'SECT. 11. Towns may by vote exempt from taxation for a term not exceeding ten years any manufacturing establishment proposed to be erected or put in operation therein and the capital to be used in operating the same, unless such establishment has been previously exempted by some town. Provided, however, that the assessors shall annually appraise such property and the valuation determined upon for the same shall be added to the valuation of all other property in the town to determine the total valuation for the purposes of state and county tax.' "

On motion of Mr. Toothaker of Berlin, the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 521, An act to provide for sanitary inspections.

Amend section 6 of the bill by striking out the words "governor and council" in the last line thereof and substituting the words "state auditor," so that said section shall read:

"SECT. 6. An itemized account of all expenses incurred under the provisions of this act shall be rendered to and audited by the state auditor."

On motion of Mr. Chaplin of Fitzwilliam, the House concurred in the amendment sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill with amendments, in the passage of said amendments it asked the concurrence of the House of Representatives:

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire."

Amend the bill by striking out all of sections 1 and 5 and re-numbering the subsequent sections.

Amend the new section 1 by inserting after the words "approved by the," line 3, the word "state."

Further amend the new section 1 by striking out the words "of such city or town," in lines three and four, so that said section as amended shall read:

"SECTION 1. No person shall operate within any city or town any portable steam mill unless the same is provided with a suitable spark arrester, approved by the state forest fire warden. Such approval shall be in writing, signed by the fire warden, and said approval may be revoked by said fire warden in the same manner."

Amend section 2 by striking out the words "in his city or town," in line 2, so that said section as amended shall read:

"SECT. 2. It shall be the duty of the fire warden to examine all portable steam mills, whenever he deems it necessary to determine whether they are provided with suitable spark arresters, and whether the same are kept in constant use."

Mr. Huckins of Ossipee moved that the House concur in the amendments sent down from the Honorable Senate.

The question being on the motion to concur,

(Discussion ensued.)

On a *viva voce* vote the motion did not prevail.

On motion of Mr. Wason of Nashua, the House voted to non-concur and ask for a committee of conference.

The Speaker appointed as such committee on the part of the House Messrs. Prentiss of Walpole, Emerson of Milford and Huckins of Ossipee.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following bill with amendments, in the passage of which amendments it asked the concurrence of the House of Representatives:

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same.

Amend section 1 of said bill by striking out the word

"assess" in the twenty-first line and inserting in place thereof the word "appraise," so that said section as amended shall read:

"SECTION 1. That the city of Berlin be and hereby is authorized to hereafter exempt the 'Albert Theater' property situated in said Berlin, in accordance with the resolution to that effect passed by the city council of the city of Berlin August 4, 1908, as follows:

"CITY OF BERLIN.

"In the Year of Our Lord One Thousand, Nine Hundred and Eight.

"A resolution to exempt the Croteau theater and the lot on the east side of Main street from taxation for a period of ten years.

"*Resolved* by the city council of the city of Berlin as follows: That the Croteau theater to be erected and the lot upon which the same is erected on the east side of Main street in Berlin shall be and hereby is exempt from taxation for a period of ten years, this exemption being granted to him and his heirs and assigns.

"*Provided* he shall erect a ground floor theater, to be used as such and for no other purpose.

"*Provided* that the assessors of said city shall annually appraise the property hereinbefore mentioned, and the valuation determined upon for the same shall be added to the valuation of all the other property in the city to determine the total valuation for the purposes of state and county tax."

On motion of Mr. Toothaker of Berlin, the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate concurred with the House of Representatives in the passage of

the following entitled bill with amendment, in the passage of which amendment it asked the concurrence of the House of Representatives:

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis.

Amend said bill by striking out sections 3 and 4 and renumbering the subsequent sections.

On motion of Mr. Dodge of Lincoln, the House concurred in the amendments sent down from the Honorable Senate.

The bill was then sent to the secretary of state to be engrossed.

The message further announced that the Senate acceded to the request of the House of Representatives for a committee of conference on the following entitled bills and amendments:

House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten.

House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven.

and the President had appointed on the part of the Senate Senators Turner, Wallace and Greer.

The message further announced that the Senate acceded to the request of the House of Representatives for a committee of conference on the following entitled bill and amendment:

House Bill No. 436, An act creating a school committee for the city of Manchester.

and the President had appointed on the part of the Senate Senators Leeman, Ahern and Rice.

The message further announced that the Senate acceeded to the request of the House of Representatives for a com-

mittee of conference on the following entitled bill and amendment:

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

and the President had appointed as such committee on the part of the Senate Senators Patch, Calley and Stahl.

The message further announced that the Senate acceded to the request of the House of Representatives for a committee of conference on the following entitled bill and amendments:

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

and the President had appointed as such committee on the part of the Senate Senators Edgerly, Martin and Bass.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bills and joint resolutions:

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners.

House Bill No. 625, An act to provide for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Joint Resolution No. 18, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the State Library building.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England fruit show.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert Lafond and Harry A. Lee for expenses incurred in maintaining their right to seats in this House.

House Joint Resolution No. 85, Joint resolution for designated highways.

House Joint Resolution No. 82, Joint resolution in favor of raising Long Island bridge connecting Long Island and the "Neck," so-called, and known as "Long Island" bridge in Moultonborough, for the purpose of improving navigation in Lake Winnipesaukee.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-Minded Children.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester,

N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow.

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Bill No. 209, An act for the support and encouragement of common schools.

House Bill No. 109, An act in amendment of and addition to section 18 of chapter 127 of the Public Statutes, as amended in 1901 and 1903, relating to the percentage of fat in milk.

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture."

House Bill No. 561, An act to improve the state system of forest protection.

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond, in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, entitled "An act to incorporate the Pittsfield Light and Power Company."

House Bill No. 620, An act in relation to the adoption and transfer of children.

House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack County.

House Bill No. 631, An act in amendment of section 2, chapter 79, of the Session Laws of 1907, relating to transportation by common carriers.

House Bill No. 636, An act to legalize the votes and proceedings of school meeting in the town school district of Warner held April 6, 1909.

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Me-

chanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the "Adams Act."

House Bill No. 579, An act to establish a normal school, to appropriate money for the same and to provide for its maintenance.

The message further announced that the Senate refused to concur with the House of Representatives in the passage of the following entitled bills, sent up from the House of Representatives:

House Bill No. 607, An act in amendment of chapter 92, Laws of 1889, entitled "An act to prohibit the deposit of sawdust, shavings, or other refuse in the Wildcat stream in the town of Jackson.

House Bill No. 16, An act for the taxation of forest lands and the timber thereon.

House Bill No. 146, An act in relation to the construction and maintenance of sidewalks in cities.

House Bill No. 300, An act changing the time of holding municipal elections in the city of Manchester.

House Bill No. 611, An act to provide for the appointment of probation officers in certain cases.

House Bill No. 612, An act to regulate the treatment and control of dependent, neglected and delinquent children.

House Bill No. 121, An act in relation to publicity of primary and election contributions and expenditures.

House Bill No. 395, An act to provide for the registration of all cases of tuberculosis and to prevent the spread of the disease.

House Bill No. 606, An act for the punishment of carelessness by hunters.

House Bill No. 604, An act to prohibit the use of devices to deaden the sound of the explosion of firearms.

House Bill No. 172, An act in amendment of chapter 155 of the Public Statutes, relating to the election of railroad commissioners.

The message further announced that the Senate refused

to concur with the House of Representatives in its amendments to the following entitled bills, sent up from the House of Representatives:

Senate Bill No. 42, An act to insure the purity of drinking water in public houses.

Senate Bill No. 41, An act to define the duties of county treasurers with respect to depositing county funds.

The message further announced that the Senate concurred with the House of Representatives in its amendment to the following entitled bill:

Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls.

The message further announced that the Senate had receded from its position of non-concurrence in the House amendments to the following entitled bill, and has accepted the report and adopted the amendments as amended by the committee of conference thereto:

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

The message further announced that the Senate had voted to accept the following report of the Committee of Conference and has adopted the amendments to its amendment as recommended by the committee:

REPORT OF CONFERENCE COMMITTEE ON HOUSE BILL NO. 48.

The Committee of Conference on the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine," report the same with the following recommendation:

Amend the Senate amendment by striking out the words "physicians' prescriptions" and inserting in place thereof the words "the original prescription of a physician," and by adding to the end of said amendment the words "and

not refilled,'' so that said amendment as amended shall read:

''SECT. 2. It shall be unlawful for any person, firm or corporation to sell, exchange, deliver, expose for sale, give away or have in his possession or custody with intent to sell, exchange, deliver or give away, in any street, way, square, park or other public place, or in any hotel, restaurant, liquor-saloon, barroom, public hall, place of amusement, or public building, any cocaine or any of its salts, or any synthetic substitute for the aforesaid, or any preparation containing any of the same, provided, however, that the foregoing provisions shall not apply to sales to apothecaries, druggists, physicians, veterinaries and dentists, nor to sales by apothecaries or druggists upon the original prescription of a physician, provided the prescription is retained and kept on file as authority for the sale and not refilled.''

GEO. H. CALLEY,
H. E. ADAMS,
JOHN A. EDGERLY,
Senate Confrères.

O. H. TOOTHAKER,
GEO. O. JOSLIN,
WALLACE HACKETT,
House Confrères.

The message further announced that the Senate had voted to accept the following report of the Committee of Conference and has adopted the amendment to its amendment, as recommended by the committee:

REPORT OF COMMITTEE OF CONFERENCE.

The Committee of Conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill: ''House Bill No. 568, An act in amendment of sections 1,

2 and 3 of chapter 137, of the Session Laws of 1907, entitled 'An act in relation to fire escapes on certain buildings,' " recommend that the amendment of the Senate to said bill be further amended so that the last sentence of section 1 of said bill shall read as follows: "The provisions of this section shall not apply to any such factory building which shall be adequately equipped with fireproof stairways, or other means of exit, duly approved in writing by said officers;" and that the Senate agree to said amendment to its amendment and that the House concur in the amendment above written.

JOHN A. EDGERLY,
WM. M. CHASE,
FRANK W. LEEMAN,
Senate Confrères.

TYLER E. GALE,
D. J. FORSAITH,
ALLEN HOLLIS,
House Confrères.

The message further announced that by the concurrent resolution previously adopted by the Senate and House of Representatives, that all reports, bills and joint resolutions pending in either branch of the Legislature on Friday, the ninth day of April, at 12 o'clock, noon, be indefinitely postponed, and the following entitled bill was indefinitely postponed:

House Bill No. 627, An act to regulate the sale of concentrated commercial feeding stuffs.

(Mr. Wyman of Manchester in the chair.)

Mr. Ahern of Concord moved that the House be in recess for one hour and a half.

On a *viva voce* vote the motion prevailed.

(After recess.)

(Mr. Wyman of Manchester in the chair.)

REPORT OF COMMITTEE OF CONFERENCE.

The Committee of Conference on House Bill No. 118, An act in amendment of and in addition to chapter 97 of Session Laws of 1905, entitled "An act for the protection of forests from fire," recommend that the Senate and House of Representatives adopt the following additional amendments to House Bill No. 118, as amended by the Senate:

Amend the amended section 1 by inserting in line one, before the words "no person," the following: "except when the ground is covered with snow."

Amend section 2 by adding at the end thereof the following: "as provided for by section 1 of this act."

Amend section 3, line one, by inserting after the words "steam mill" the following: "when the ground is not covered with snow."

Further amend section 3, lines five and six, by striking out the words "or imprisonment not exceeding sixty days, or both."

Amend the title of the bill by striking out the following: "In amendment of and in addition to chapter 97 of Session Laws of 1905, entitled an act," so that the title as amended shall read: "An act to provide for the protection of forests from fire."

So that said sections as amended shall read:

"SECTION 1. Except when the ground is covered with snow, no person shall operate within any city or town any portable steam mill unless the same is provided with a suitable spark arrester, approved by the forest fire warden of such city or town—such approval shall be in writing, signed by the fire warden, and said approval may be revoked by said fire warden, in the same manner.

"SECT. 2. It shall be the duty of the fire warden to

examine all portable steam mills in his city or town whenever he deems it necessary, to determine whether they are provided with suitable spark arresters, and whether the same are kept in constant use as provided for by section 1 of this act.

"SECT. 3. Any person operating a portable steam mill when the ground is not covered with snow, without a spark arrester, and the approval of the fire warden as herein provided, and any owner or part owner of said mill knowingly permitting its operation, shall be fined not less than fifty dollars and not more than one hundred dollars."

Your Committee of Conference further recommends that the House of Representatives recede from its position of non-concurrence to the Senate amendments.

JOHN A. EDGERLY,
LEASON MARTIN,
ROBERT P. BASS,
Senate Confrères.

JOHN W. PRENTISS,
CHAS. S. EMERSON,
S. O. HUCKINS,
House Confrères.

On motion of Mr. Emerson of Milford, the report of the Committee of Conference was accepted and their recommendations adopted.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 48, An act to prohibit the manufacture and sale of cocaine and articles containing cocaine.

Senate Bill No. 36, An act authorizing the Hampton Water Works Company to acquire by purchase or other-

wise the property and franchises of the North Shore Water Company.

Senate Bill No. 46, An act to authorize the Amoskeag Manufacturing Company to construct a dam across the Merrimack river below Goff's Falls.

House Joint Resolution No. 28, Joint resolution in favor of the New Hampshire School for Feeble-minded Children.

House Joint Resolution No. 69, Joint resolution appropriating money to repair and improve the Supreme Court room in the state library building.

House Bill No. 58, An act to provide additional facilities at the New Hampshire State Hospital.

House Joint Resolution No. 4, Joint resolution in favor of the Industrial School.

House Joint Resolution No. 40, Joint resolution to appropriate the sum of twenty-five dollars for screening the outlet of Silver lake in the town of Madison.

House Joint Resolution No. 83, Joint resolution for the repair of a section of the main highway from Manchester, N. H., to Haverhill, Mass., lying in the southwest corner of the town of Plaistow.

House Joint Resolution No. 87, Joint resolution in favor of the New Hampshire School for Feeble-minded Children.

House Bill No. 483, An act amending chapter 60 of the Session Laws of 1891, providing for the licensing of dogs kept for breeding purposes.

House Joint Resolution No 18, Joint resolution in favor of the New Hampshire School for Feeble-minded Children.

House Joint Resolution No. 75, Joint resolution appropriating two hundred dollars for an exhibit at the New England Fruit Show.

House Bill No. 621, An act to incorporate the Pythian Building Association of Derry, N. H.

House Joint Resolution No. 92, Joint resolution in favor of Albert P. Davis and others.

House Joint Resolution No. 86, Joint resolution in favor of reimbursing Patrick J. Flaherty, Ira W. Dickey, Norbert

Lafond and Harry A. Lee for expenses incurred in defending their right to seats in this House.

House Bill No. 509, An act in amendment of section 8 of chapter 113 of the Public Statutes, relating to compensation and expenses of board of cattle commissioners.

House Joint Resolution No. 48, Joint resolution in favor of the New Hampshire State Normal School.

House Bill No. 47, An act in amendment of chapter 133 of the Laws of 1907, relating to the Industrial School.

House Bill No. 625, An act providing for the payment of the income from the Benjamin Thompson trust fund to the New Hampshire College of Agriculture and the Mechanic Arts.

House Bill No. 61, An act in amendment of chapter 84 of the Public Statutes, relating to the burial of soldiers and sailors.

House Joint Resolution No. 82, Joint resolution in favor of raising Long Island bridge connecting Long Island and the "Neck," so-called, and known as "Long Island" bridge in Moultonborough, for the purpose of improving navigation in Lake Winnipesaukee.

House Bill No. 209, An act for the support and encouragement of common schools.

House Joint Resolution No. 23, Joint resolution to provide furnishings, equipment and improvements at the State Sanatorium for Consumptives.

House Joint Resolution No. 85, Joint resolution for designated highways.

House Bill No. 599, An act in amendment of section 2, chapter 104, Session Laws of 1907, entitled "An act to extend the state highway system, and in amendment of chapter 35, Laws of 1905, entitled 'An act to provide for state aid and for the expenditure of other public moneys in the permanent improvement of main highways throughout the state, and in amendment of chapter 139, Laws of 1907."

Senate Bill No. 15, An act to provide for the nomination of party candidates by direct primary.

House Bill No. 267, An act to regulate trolling.

House Bill No. 614, An act granting certain temporary powers to the city council of the city of Berlin.

House Bill No. 274, An act to amend chapter 78, Session Laws of 1903, entitled "An act for the promotion of horticulture."

Senate Bill No. 53, An act to amend the charter of the city of Berlin.

Senate Bill No. 49, An act in amendment of chapter 114 of the Public Statutes, relating to the licensing of shows.

Senate Bill No. 31, An act confirming the action of the town of Francestown at its annual meeting in 1909, in raising and appropriating money for repairs of the old church in said town.

Senate Bill No. 39, An act in amendment of section 4, chapter 89 of the Public Statutes, relating to the borrowing of money by school districts.

Senate Bill No. 26, An act in amendment of section 63, chapter 79, Laws of 1901, relating to the catching of smelt.

House Bill No. 561, An act to improve the state system of forest protection.

House Bill No. 579, An act to establish a Normal School, to appropriate money for the same and to provide for its maintenance.

House Bill No. 605, An act prohibiting fishing through the ice on Keyser lake and Gile pond, in the town of Sutton, Cobbett pond in the town of Windham and Canobie lake in the towns of Windham and Salem.

House Bill No. 631, An act in amendment of section 2, chapter 79 of the Session Laws of 1907, relating to transportation by common carriers.

House Bill No. 630, An act fixing the office hours of the register of probate in Merrimack County.

House Bill No. 636, An act to legalize the votes and pro-

ceedings of school meeting in the town district of Warner held April 6, 1909.

House Bill No. 109, An act in amendment of and addition to section 18 of chapter 127 of the Public Statutes as amended in 1901 and 1903, relating to the percentage of fat in milk.

The report was accepted.

(The Speaker in the chair.)

Mr. Hollis of Concord offered the following resolution:

Resolved, That the House of Representatives recommend to the next Legislature the adoption of a rule requiring the Committee on Appropriations to report the general appropriations bills within the first ten weeks of the session.

On a *viva voce* vote the negative prevailed.

Mr. Hollis called for a division.

A division being had, the vote was declared manifestly in the affirmative.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had accepted the report and adopted the recommendations of the Committee of Conference on the following entitled bills:

House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and ten.

House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August thirty-first, nineteen hundred and eleven.

The Committee on Conference appointed by the Senate and House of Representatives to consider House Bills No. 632 and 633 and amendments to the same recommend unanimously that the House recede from its vote to non-concur in the amendments to said bills sent down from the Honorable Senate and recommend that the Senate amendments be adopted, the situation being that the labor bureau is main-

tained by statute and that to refuse an appropriation for that department would not abolish the bureau.

GEO. H. TURNER,
WM. WALLACE,
BENJ. F. GREER,
Confrères on the part of Senate.

J. M. CHENEY,
GUY H. CUTTER,
F. A. MUSGROVE,
Confrères on the part of the House.

On motion of Mr Haskell of Claremont, the House receded in its vote to non-concur in the amendments.

The report of the committee was accepted.

On motion of Mr. Haskell of Claremont, the House adopted the recommendations of the Committee of Conference.

The message further announced that the Senate had receded from its amendments to House Bill No. 436, An act creating a school committee for the city of Manchester and had accepted the report and adopted the following amendments as recommended by the Committee of Conference in the following report:

The Committee of Conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill, "House Bill No. 436, An act creating a school committee for the city of Manchester," report the same with the recommendation that the Senate recede from its amendment and that the following amendments be adopted:

Amend section 2 by adding after the word "city" in the first line of said section, the words "and the president of the common council;" also strike out in said section the words "a member," and insert in place thereof the word "members," so that said section as amended shall read as follows:

"SECT. 2. The mayor of said city and the president of the common council shall be *ex officio* members of the board of school committee for said city and shall have all powers and privileges to which other members of the school committee are by law entitled; and the mayor shall be chairman of said board."

F. W. LEEMAN,
E. E. RICE,
M. E. AHERN,
Senate Confrères.

HERBERT E. DUNNINGTON,
HARRY G. CLOUGH,
JOHN W. S. JOYAL,
House Confrères.

On motion of Mr. Hurd of Manchester, the report of the Committee of Conference was accepted and their recommendation adopted.

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed bills and joint resolutions with the following titles:

House Bill No. 620, An act in relation to the adoption and transfer of children.

House Joint Resolution No. 88, Joint resolution in favor of the New Hampshire College of Agriculture and the Mechanic Arts, authorizing the acceptance by the state of federal appropriations made under the terms of the "Adams Act."

House Bill No. 568, An act in amendment of sections 1, 2 and 3 of chapter 137 of the Session Laws of 1907, entitled "An act in relation to fire escapes on certain buildings."

House Bill No. 618, An act in amendment of sections 1, 2, 3 and 4 of chapter 279 of the Session Laws of 1903, en-

titled "An act to incorporate the Pittsfield Light and Power Company."

Senate Bill No. 52, An act to enable the town of Hampton to raise by taxation the sum of one thousand dollars for the purpose of procuring a chemical fire engine by a levy on a part of the property in said town.

House Joint Resolution No. 13, Joint resolution to provide pay for enlisted men of Second Regiment and Hospital Corps of New Hampshire National Guard, who participated in joint manœuvers at Pine Camp, N. Y., June 26 to July 5, 1908.

Senate Bill No. 50, An act in relation to the Village Fire Precinct of Wolfeboro.

House Joint Resolution No. 78, Joint resolution in favor of the New Hampshire Soldiers' Home.

House Joint Resolution No. 58, Joint resolution appropriating money to reconstruct and repair the highway leading from Epping to Brentwood and Kingston.

Senate Bill No. 37, An act in amendment of chapter 79, Session Laws of 1901, as amended by the Session Laws of 1903, 1905 and 1907, relating to fish and game.

House Bill No. 634, An act in amendment of an act passed at the session of 1909, entitled "An act relative to sentences to the state prison."

House Bill No. 635, An act authorizing the county of Hillsborough to issue bonds for the erection of a house of correction at Goffstown and Manchester.

House Joint Resolution No. 68, Joint resolution appropriating money for the benefit of New Hampshire College of Agriculture and Mechanic Arts.

House Bill No. 629, An act to provide for the assessment and collection of an annual state tax for the term of two years.

House Bill No. 580, An act in amendment of chapter 95, Laws of 1903, entitled "An act to regulate the traffic in intoxicating liquor."

House Bill No. 564, An act in relation to the Union School District in the town of Littleton.

House Bill No. 84, An act in amendment of chapter 28, Laws of 1901, entitled "An act to sever certain territory from the town of Livermore and annex the same to the town of Lincoln."

Senate Bill No. 48, An act to incorporate No. 290, Fraternal Order of Eagles of Manchester, N. H.

House Bill No. 603, An act in amendment of chapter 236 of Laws of 1901, entitled "An act to incorporate the Peerless Casualty Company."

House Bill No. 592, An act to authorize the county of Cheshire to take certain water for county farm purposes.

House Bill No. 414, An act abolishing the common council of the city of Nashua, and changing the date of the city election.

House Bill No. 457, An act in amendment of chapter 244 of the Laws of 1907, entitled "An act in amendment of chapter 306 of the Laws of 1903, entitled 'An act to incorporate the Connecticut River Power Company of New Hampshire.' "

Senate Bill No. 51, An act in amendment of an act entitled "An act to prohibit free transportation of passengers by carriers," passed at this session.

House Bill No. 360, An act to license pawnbrokers and to regulate the conduct of their business.

Senate Bill No. 45, An act to provide for an issue of bonds to defray the expenses of establishing a State Sanatorium for Consumptives in lieu of the bonds authorized by chapter 92, Laws of 1905.

House Joint Resolution No. 89, Joint resolution in favor of the committee appointed to gather and arrange portraits of sons of New Hampshire who rendered gallant services in the War of the Rebellion.

House Bill No. 624, An act to exempt the Elliot Hospital of the city of Manchester from taxation.

House Bill No. 623, An act to legalize and ratify the votes and proceedings at the annual meeting of the school district of Wakefield, holden on the ninth day of March, 1909.

House Joint Resolution No. 26, Joint resolution in favor of screening the outlet of Partridge lake.

House Joint Resolution No. 90, Joint resolution in favor of Charles B. Goodwin of Mason.

Senate Bill No. 43, An act to restrain the admission of children to shows and places of amusement.

House Bill No. 602, An act to define the duties of the treasurer of the State Board of License Commissioners with reference to public funds.

House Bill No. 632, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1910.

House Bill No. 633, An act making appropriations for the expenses of the state of New Hampshire for the year ending August 31, 1911.

House Bill No. 436, An act creating a school committee for the city of Manchester.

House Bill No. 521, An act to provide for sanitary inspection.

House Bill No. 619, An act providing for the establishment of dispensaries for the detection and treatment of the disease of tuberculosis.

House Bill No. 613, An act in amendment of section 11 of chapter 55 of the Public Statutes, relating to tax exemptions.

House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of the Session Laws of 1905, entitled "An act for the protection of forests from fire."

House Bill No. 40, An act to authorize the city of Berlin to exempt certain property from taxation and ratify the doing of the same.

The report was accepted.

Mr. Clough of Lebanon asked for a statement from the chairman of the Committee on Appropriations.

Mr. French of Moultonborough presented the following:

ESTIMATED RECEIPTS.

1909. Total income	$1,353,000.00
1910. Total income	1,162,000.00
1911. Total income	1,162,000.00
	$3,677,000.00

To income of 1910 and 1911 has been added $9,000 for railroad commissionsioners' expenses, paid by railroad.

ESTIMATED EXPENDITURES.

1909	$1,089,754.08
1910	1,040,738.91
1911	1,143,987.55
	$3,274,480.54

1911 includes legislative expenses, $135,000.

On motion of Mr. Emerson of Milford, the report was accepted and ordered entered on the Journal.

On motion of Mr. Ahern of Concord, the House went into recess for five minutes.

(After recess.)

Mr. Chaplin of Fitzwilliam desired to make a statement regarding a motion he wished to make and by unanimous consent he was allowed to do so.

Mr. Wyman of Manchester raised the point of order that the gentlemen was debating a matter not before the House.

The Speaker ruled the point of order not well taken, as the gentleman had stated he was about to make a motion.

Mr. Chaplin of Fitzwilliam moved that House Bill No. 542, An act to create a permanent tax commission, defining

its duties and abolishing the state board of equalization, be taken from the table.

Mr. Clough of Manchester desired the following statement entered on the Journal:

I object to the further entertainment of any motion to take House Bill No. 542 from the table, no adjournment having intervened since the last motion to take said bill from the table was voted down by this House. Under the rules of the House and of parliamentary law the motion can not again be made at this session.

HARRY G. CLOUGH.

Mr. Clough of Lebanon asked leave to make a statement and he was allowed to do so by unanimous consent.

Mr. Wason of Nashua raised the point of order that the gentleman speaking was arguing the question and making statements not in order.

The Speaker declined to rule upon the point of order, but cautioned the gentleman speaking to be careful along what lines he talked.

Mr. Howe of Concord asked leave to make a statement and he was allowed to do so by unanimous consent.

Mr. Clough of Lebanon raised the point of order that the gentleman was arguing the question.

The Speaker ruled the point of order not well taken.

Mr. Wason of Nashua asked leave to make a statement and he was allowed to do so by unanimous consent.

Mr. Wyman of Manchester asked leave to answer a statement made by the last speaker and he was allowed to do so by unanimous consent.

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate had accepted the report of the Committee of Conference and adopted the amendments to the amendment, as recommended by the Committee of Con-

ference on House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

The Committee of Conference upon the non-concurrence of the House of Representatives in the passage of certain amendments of the Senate to the following entitled bill: House Bill No. 258 in a new draft, entitled "An act relative to motor vehicles and to the operation thereof," report the same with the recommendation that the Senate adopt the amendments to its amendment, as recommended by the Committee of Conference, and that the House of Representatives recede from its position of non-concurrence to the Senate amendment and adopt the amendment as amended by the Committee of Conference:

Amend section 1 of said amendment by striking out the word "five" in the fourth line, after the word "following," and inserting in place thereof the word "ten"; and by striking out the word "one" in the fifth line, after the word "and," and inserting in place thereof the word "two;" and by striking out the word "five" in the twenty-fourth line, after the word "all," and inserting in place thereof the word "ten," and by striking out the word "one" after the word "and" in the twenty-fifth line, and inserting in place thereof the word "two." And amend section 2 of said amendment by striking out the word "section" in the first line, after the word "said," and inserting in place thereof the word "chapter," and by striking out the word "five" in the eighteenth line, after the word "than," and inserting in place thereof the word "ten," and by striking out the word "ten" in the twenty-first line, after the word "be," and inserting in place thereof the word "twenty-five," and by inserting after section 3 a new section numbered 4, as follows:

"SECT. 4. That section 8 of chapter 86 of the Laws of 1905 be amended by striking out after the word 'than,' in the fourth line, the word 'twenty,' and inserting in place thereof the word 'twenty-five,' and striking out after the word 'than' in the sixth line the word 'eight,' and insert-

ing in place thereof the word 'ten,' so that said section as amended shall read as follows:

"'SECT. 8. No automobile or motor cycle shall be operated upon any public highway outside the business district or the compactly built sections of a city or town at a speed greater than twenty-five miles an hour, or within the business districts or compactly built sections of a city or town at a speed greater than ten miles an hour. A point upon a road shall be considered to be within the compactly built section of a city or town if the buildings abutting upon the road for one-quarter of a mile immediately adjacent to the point in question average one hundred feet apart or less. Upon traversing a crossing of intersecting ways, in going around a corner or curve which cuts off a free view of the road to be traversed, or in traversing a highway bordering a steep descent or passing over a bridge, every person operating such vehicle shall run it at a rate of speed less than that heretofore specified and at no time and in no place greater than is reasonable and proper, having regard to traffic, the use of the way, and the safety of the public. In traversing a crossing of intersecting ways or in going around a corner or sharp curve in a road, the operator shall sound his horn or bell.'"

And by re-numbering the subsequent sections so that section 4 shall be section 5, and section 5 shall be section 6, so that said amendment as amended shall read as follows:

"SECTION 1. That section 2 of chapter 86 of the Laws of 1905 be amended by striking out the words "three dollars," in the 17th and 18th lines of said section, and substituting therefor the following: ten dollars in the case of an automobile and two dollars in the case of a motor cycle; further amend said section 2 of said chapter 86 by adding after the word "hours" in the 33d line, the following: Each certificate of registration shall terminate on December 31 of the year of issue, so that said section as amended shall read as follows:

"'SECT. 2. All automobiles and motor cycles shall be

registered by the owner or person in control thereof in accordance with the provisions of this act. Applications for such registration shall be made, by mail or otherwise, to the secretary of state, upon blanks prepared under his authority. The application shall, in addition to such other particulars as may be required by the secretary of state, contain a statement of the name, place of residence, and address of the applicant, with a brief description of the automobile or motor cycle, including the name of the maker, the number, if any, affixed by the maker, the character of the motive power and the amount of such power stated in figures of horse-power, and with such application shall be deposited a registration fee of ten dollars in the case of an automobile and two dollars in the case of a motor cycle. Said secretary of state shall then register in a book to be kept for the purpose the automobile or motor cycle described in the application, giving to such vehicle a distinguishing number or mark, which in all cases shall be followed by the letters "N. H.," and shall thereupon issue to the applicant a certificate of registration and shall furnish such applicant with two number plates or tags bearing the distinguishing number or mark of his vehicle, followed by the letters "N. H.," of such form as to be conveniently attached to the vehicle registered. The certificate shall contain the name, place of residence and address of the applicant, and the registered number or mark, and shall prescribe the manner in which such registered number or mark shall be displayed upon the vehicle, and shall be in such form and contain such further provisions as the secretary of state may prescribe. The certificate of registration shall always be carried in some easily accessible place in the vehicle described therein. A proper record of all applications and of all certificates issued shall be kept by the secretary of state at his office and shall be open to the inspection of any person during reasonable business hours. Each certificate of registration shall terminate on December 31 of the year of issue. Upon the sale of any automobile or

motor cycle its registration shall expire and the vendor shall immediately return the certificate of registration and number plates to said secretary of state, with notice of the sale and of the name, place of residence and address of the vendee.'

"SECT. 2. That section 3 of said chapter be amended by inserting after the word 'dollars' in the 16th line thereof the word 'annually,' so that said section as amended shall read as follows:

" 'SECT. 3. Every manufacturer of or dealer in automobiles or motor cycles may, instead of registering each such vehicle owned or controlled by him, make application upon a blank provided by the secretary of state, for a general distinguishing number or mark, and the secretary of state shall, if the facts stated in said application are true, grant said application and issue to the applicant a certificate of registration containing the name, place of residence and address of the applicant and the general number or mark assigned to him and made in such form and containing such further provisions as said secretary of state may determine, and all automobiles or motor cycles owned or controlled by such manufacturer or dealer shall, until sold or let for hire, or loaned for a period of more than ten successive days, be regarded as registered under such general distinguishing mark or number. The fee for every such license shall be twenty-five dollars annually, and approved number plates or tags shall be furnished to the applicant by said secretary of state for the sum of one dollar per pair.'

"SECT. 3. That section 6 of said chapter be amended by adding after the word 'state,' in the third line of said section, the following: for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, so that said section as amended shall read as follows:

" 'SECT. 6. Automobiles or motor cycles owned by nonresidents of this state and registered in some other state

may be operated upon the roads and highways of this state for ten days continuously, at the expiration of which time they shall be subject to registration the same as automobiles and motor cycles owned by residents of the state, subject, however, to the speed limitations contained in this act. Any non-resident person holding an operator's or chauffeur's license from another state may operate an automobile or motor cycle in this state subject to a revocation or suspension of such right by the secretary of state for cause as hereinafter provided.'

"SECT. 4. That section 8 of chapter 86 of the Laws of 1905 be amended by striking out after the word 'than,' in the third line, the word 'twenty,' and inserting in place thereof the word 'twenty-five,' and striking out after the word 'than,' in the fifth line, the word 'eight,' and inserting in place thereof the word 'ten,' so that said section as amended shall read as follows:

" 'SECT. 8. No automobile or motor cycle shall be operated upon any public highway outside the business district or the compactly built sections of a city or town at a speed greater than twenty-five miles an hour, or within the business districts or compactly built sections of a city or town at a speed greater than ten miles an hour. A point upon a road shall be considered to be within the compactly built section of a city or town if the buildings abutting upon the road for one-quarter of a mile immediately adjacent to the point in question average one hundred feet apart or less. Upon traversing a crossing of intersecting ways, in going around a corner or curve which cuts off a free view of the road to be traversed, or in traversing a highway bordering a steep descent or passing over a bridge, every person operating such a vehicle shall run it at a rate of speed less than that heretofore specified and at no time and in no place greater than is reasonable and proper, having regard to traffic, the use of the way, and the safety of the public. In traversing a crossing of intersecting ways or going around

a corner or sharp curve in a road, the operator shall sound his horn or bell.'

"SECT. 5. That section 11 of said chapter be amended by adding to said section the following: All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose, so that said section as amended shall read as follows:

" 'SECT. 11. It shall be the duty of the secretary of state to perform all acts as provided herein. The fees received under the provisions of this act shall be paid quarterly by the secretary of state into the treasury of the state, and such expenses as may be necessary in carrying out the provisions of this act shall be paid out of the treasury of the state. All fees in excess of the sums necessary to carry out the provisions of this chapter shall be expended for the maintenance and improvement of the highways under the direction of the governor and council, in accordance with the provisions of chapter 35, Laws of 1905, and amendments thereof, said balance to be in addition to all sums already appropriated or that may hereafter be appropriated by the General Court for the same purpose.'

"SECT. 6. This act shall take effect upon January 1, 1910, upon which date all registrations of automobiles and motor cycles issued prior thereto shall terminate."

EDSON H. PATCH,
GEO. H. CALLEY,
A. M. STAHL,
Senate Confrères.

CHARLES E. POOLE,
ARTHUR J. BOUTWELL,
JAMES B. WALLACE,
House of Representatives Confrères.

The reading of the message having commenced, on motion of Mr. Wason of Nashua, the further reading was dispensed with.

On motion of the same gentleman, the House voted to recede from its position of non-concurrence in the amendments sent down from the Honorable Senate.

On motion of the same gentleman, the report of the Committee of Conference was accepted and the recommendations adopted.

The House resumed the consideration of the motion of Mr. Chaplin of Fitzwilliam, that House Bill No. 542, An act to create a permanent tax commission, defining its duties, and abolishing the state board of equalization, be taken from the table.

The question being on the motion of Mr. Chaplin of Fitzwilliam.

On a *viva voce* vote the motion did not prevail.

Mr. Felker of Rochester moved that the House be in recess for five minutes.

On a *viva voce* vote the motion prevailed.

Mr. Dunnington (H. E.) of Manchester called for a division, which was subsequently withdrawn.

(After recess.)

COMMITTEE REPORTS.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed a bill with the following title:

House Bill No. 258, An act relative to motor vehicles and to the operation thereof.

The report was accepted.

Mr. French of Moultonborough offered the following resolution:

Resolved by the House of Representatives, the Senate concurring, That a committee consisting of one from each county be appointed by the House, with such as the Sen-

ate may join, to wait on His Excellency the Governor and inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

On a *viva voce* vote the resolution was adopted.

The Speaker appointed as members of such committee the following gentlemen: Messrs. French of Moultonborough, Doe of Somersworth, Stevenson of Exeter, Fisk of Sullivan, Dow of Laconia, Thompson of Concord, Gale of Greenville, Swan of Keene, Cheney of Ashland, Cole of Berlin.

On motion of Mr. Ahern of Concord, the House went into recess for five minutes.

(After recess.)

MESSAGE FROM THE SENATE.

A message from the Honorable Senate, by its clerk, announced that the Senate concurred with the House of Representatives in the passage of the following concurrent resolution:

Resolved, by the House of Representatives, the Senate concurring, That a committee of one from each county be appointed by the House with such committee as the Senate may appoint to wait upon His Excellency, the Governor, to inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

The President has named as members of such committee on the part of the Senate, Senators Patch, Adams, Martin, Parker, Clough and Hamlin.

The message further announced that the Senate concurred with the House of Representatives in the passage of the following entitled bill:

House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages.

COMMITTEE REPORT.

Mr. Rollins of Alton, for the Committee on Engrossed Bills, reported that they had examined and found properly engrossed a bill with the following title:

House Bill No. 168, An act to amend section 21, chapter 180 of the Public Statutes, relating to the payment of wages.

The report was accepted.

Mr. French of Moultonborough, for the joint committee appointed to wait upon His Excellency, the Governor, and inform him that the Legislature had completed its duties, reported that they had attended to their duty and that the governor informed them that he had a communication to lay before the House.

The report was accepted, and immediately His Excellency, Henry B. Quinby, governor, appeared before the House of Representatives and delivered the following message:

To the Honorable Senate and House of Representatives:

I have signed or returned to the body in which they originated, all the bills and joint resolutions which have been submitted to me for my approval, except one; and I take this opportunity for thanking each of you for the diligent and painstaking manner in which you have considered the problems of the session.

The additions which you have made to our laws comprise 288 acts and 42 resolves.

In them is to be found a definite advance along the line of the pledges under which we came together at the beginning of the session. New Hampshire is now protected by statute against the undue activity of a lobby and against the misuse of railroad free passes. Our successors will assemble with commissions received directly from their constituents through the operation of a direct primary. Communities which vote no-license are now supplied with the

statutory machinery necessary to make their expressed desires effective. All branches of state activity in the line of progress have been cared for. Your wise action in providing for three trunk lines has insured the development of our beautiful mountain and lake regions. Liberal provision has been made for the support of the departments and institutions of the state and our successors will come to an enlarged and modernized capitol building. These results are due to the considerate coöperation of all, and I thank you and congratulate you on the outcome of our labors.

Having been informed by a joint committee of your bodies that you have completed the business of the session and are ready to adjourn, I do, by the authority vested in me as governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday of December, in the year of our Lord one thousand, nine hundred and ten.

HENRY B. QUINBY,
Governor.

Thereupon the Speaker declared the House adjourned to the last Wednesday in December, 1910.

HARRIE M. YOUNG,
Clerk.

A true copy: Attest:

HARRIE M. YOUNG,
Clerk.

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TO THE

SENATE JOURNAL.

ERRATA.

Page 54—Insert at bottom of page "House Bill No. 95, An act to incorporate the Raymond Electric Company."

Page 82—Line 3, for "non-resident" read "resident."

Page 133—After line 9 insert "John F. Emery, for the committee."

Page 347—Insert at bottom of page "Senator Edgerly, for the Committee on Forestry, to whom was referred House Bill No. 118, An act in amendment of, and in addition to, chapter 97 of Session Laws of 1905, entitled 'An act for the protection of forests from fire,' having considered the same, reported the same with the following amendments and recommended its passage: Amend the bill by striking out all of sections 1 and 5 and re-numbering the subsequent sections. Amend the new section 1 by inserting after the words 'approved by the,' line 3, the word 'state.' Further amend the new section 1 by striking out the words 'of such city or town,' in lines three and four. Amend section 2 by striking out the words 'in his city or town' in line 2. The report was accepted, amendments adopted, and the bill ordered to a third reading this afternoon at 2 o'clock."

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ERRATA.

House Bill No. 37, An act to protect domestic pigeons and doves, was engrossed February 17, and should appear on page 306, following House Bill No. 467.

House Bill No. 631 on page 772 should read chapter 79.

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